

1 BILL LOCKYER, Attorney General
of the State of California
2 **BEN JOHNSON, State Bar No. 84406**
Deputy Attorney General
3 California Department of Justice
300 So. Spring Street, Suite 1702
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Telephone: (213) 897-2095
5 Facsimile: (213) 897-2804

6 Attorneys for Complainant

7
8 **BEFORE THE**
BOARD OF PHARMACY
9 **DEPARTMENT OF CONSUMER AFFAIRS**
STATE OF CALIFORNIA

10 In the Matter of the Accusation Against:

11 STEVE EDUARDO WILSON
2935 Edgehill Drive
12 Los Angeles, CA 90018

13 Pharmacy Technician Registration No. TCH
40830

14 Respondent.
15

Case No. 2886

OAH No.

**DEFAULT DECISION
AND ORDER**

[Gov. Code, §11520]

16 **FINDINGS OF FACT**

17 1. On or about November 10, 2005, Complainant Patricia F. Harris, in her official
18 capacity as the Executive Officer of the Board of Pharmacy, Department of Consumer Affairs,
19 filed Accusation No. 2886 against Steve Eduardo Wilson (Respondent) before the BOARD OF
20 PHARMACY.

21 2. On or about March 29, 2002, the BOARD OF PHARMACY (BP) issued
22 Pharmacy Technician Registration No. TCH 40830 to Respondent. The Pharmacy Technician
23 Registration was in full force and effect at all times relevant to the charges brought herein and
24 will expire on October 31, 2007, unless renewed.

25 3. On or about December 8, 2005, Janice Williams, an employee of the Department
26 of Justice, served by Certified and First Class Mail a copy of the Accusation No. 2886, Statement
27 to Respondent, Notice of Defense, Request for Discovery, and Government Code sections
28 11507.5, 11507.6, and 11507.7 to Respondent's address of record with the BP, which was and is

2935 Edgehill Drive, Los Angeles, CA 90018. A copy of the Accusation, the related documents, and Declaration of Service are attached as Exhibit A, and are incorporated herein by reference.

4. Service of the Accusation was effective as a matter of law under the provisions of Government Code section 11505, subdivision (c).

5. Government Code section 11506 states, in pertinent part:

"(c) The respondent shall be entitled to a hearing on the merits if the respondent files a notice of defense, and the notice shall be deemed a specific denial of all parts of the accusation not expressly admitted. Failure to file a notice of defense shall constitute a waiver of respondent's right to a hearing, but the agency in its discretion may nevertheless grant a hearing."

6. Respondent failed to file a Notice of Defense within 15 days after service upon him of the Accusation, and therefore waived his right to a hearing on the merits of Accusation No. 2886.

7. California Government Code section 11520 states, in pertinent part:

"(a) If the respondent either fails to file a notice of defense or to appear at the hearing, the agency may take action based upon the respondent's express admissions or upon other evidence and affidavits may be used as evidence without any notice to respondent."

8. Pursuant to its authority under Government Code section 11520, the BP finds Respondent is in default. The BP will take action without further hearing and, based on Respondent's express admissions by way of default and the evidence before it, contained in exhibits A, B and C, finds that the allegations in Accusation No. 2886 are true.

9. The total costs for investigation and enforcement are \$2,093.25 as of January 17, 2006.

DETERMINATION OF ISSUES

1. Based on the foregoing findings of fact, Respondent Steve Eduardo Wilson has subjected his Pharmacy Technician Registration No. TCH 40830 to discipline.

///

2. A copy of the Accusation and the related documents and Declaration of Service are attached.

3. The agency has jurisdiction to adjudicate this case by default.

4. The BOARD OF PHARMACY is authorized to revoke Respondent's Pharmacy Technician Registration based upon the following violations alleged in the Accusation:

a. On November 12, 2004, Respondent was found to unlawfully be in possession of controlled substances, to wit: less than 28.5 grams of marijuana and two bags of methamphetamine, in violation of Health and Safety Code sections 11357(b) and 11377(a).

ORDER

IT IS SO ORDERED that Pharmacy Technician Registration No. TCH 40830, heretofore issued to Respondent Steve Eduardo Wilson, is revoked.

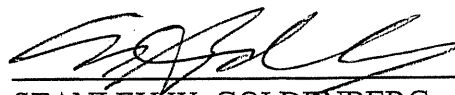
Pursuant to Government Code section 11520, subdivision (c), Respondent may serve a written motion requesting that the Decision be vacated and stating the grounds relied on within seven (7) days after service of the Decision on Respondent. The agency in its discretion may vacate the Decision and grant a hearing on a showing of good cause, as defined in the statute.

This Decision shall become effective on April 5, 2006.

It is so ORDERED March 6, 2006

BOARD OF PHARMACY
DEPARTMENT OF CONSUMER AFFAIRS
STATE OF CALIFORNIA

By


STANLEY W. GOLDENBERG
Board President

Attachments:

Exhibit A: Accusation No.2886, Related Documents, and Declaration of Service
Exhibit B: Evidence Packet
Exhibit C: Cost Declaration of Ben Johnson, DAG

1 BILL LOCKYER, Attorney General
of the State of California
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7 **BEFORE THE**
BOARD OF PHARMACY
8 **DEPARTMENT OF CONSUMER AFFAIRS**
STATE OF CALIFORNIA

9 In the Matter of the Accusation Against:

10 STEVE EDUARDO WILSON
2935 Edgehill Drive
11 Los Angeles, CA 90018
Pharmacy Technician Registration No. TCH
12 40830

13 Respondent.

Case No. 2886

OAH No.

DECLARATION OF BEN JOHNSON

14 I, Ben Johnson, declare:

15 1. I am a Deputy Attorney General employed by the California Department of Justice
16 (DOJ), Office of the Attorney General (Office). I am assigned to the Licensing Section in the
17 Civil Division of the Office. On May 26, 2005, I was designated as the representative to
18 prosecute the above entitled matter.

19 2. I have carefully read the Criminal Complaint, the San Bernardino County
20 Sheriff's Report, the San Bernardino County Superior Court Minute Order for case number MSB
21 080350 and the Waiver of Rights and Plea Form, attached hereto as Exhibit B and incorporated
22 herein by reference. They accurately summarize my personal knowledge of the events and
23 statements contained therein.

24 I declare under penalty of perjury that the foregoing is true and correct and if called to
25 testify thereto I could competently do so.

26 Executed on January 19, 2006, in the City of Los Angeles, California.

27 
BEN JOHNSON
28 Declarant

Exhibit A

Accusation No. 2886,
Related Documents and Declaration of Service

DECLARATION OF SERVICE BY CERTIFIED MAIL AND FIRST CLASS MAIL

(Separate Mailings)

Case Name: **In the Matter of the Accusation Against: Steve Eduardo Wilson**

Board of Pharmacy Case No.: 2886

I declare:

I am employed in the Office of the Attorney General, which is the office of a member of the California State Bar at which member's direction this service is made. I am 18 years of age or older and not a party to this matter. I am familiar with the business practice at the Office of the Attorney General for collection and processing of correspondence for mailing with the United States Postal Service. In accordance with that practice, correspondence placed in the internal mail collection system at the Office of the Attorney General is deposited with the United States Postal Service that same day in the ordinary course of business.

On December 8, 2005, I served the attached:

**Accusation, Statement to Respondent, Notice of Defense (2 copies)
Request for Discovery Discovery Statutes**

by placing a true copy thereof enclosed in a sealed envelope as certified mail with postage thereon fully prepaid and return receipt requested, and another true copy of the

**Accusation, Statement to Respondent, Notice of Defense (2 copies)
Request for Discovery Discovery Statutes**

was enclosed in a second sealed envelope as first class mail with postage thereon fully prepaid, in the internal mail collection system at the Office of the Attorney General at Los Angeles addressed as follows

Steve Eduardo Wilson
2935 Edgehill Drive
Los Angeles, CA 90018

**Certified Mail Number
7001 0360 0003 2705 6626**

I declare under penalty of perjury under the laws of the State of California the foregoing is true and correct and that this declaration was executed on December 8, 2005, at Los Angeles, California.

Janice E. Williams
Declarant

Janice Williams
Signature

U.S. Postal Service
CERTIFIED MAIL RECEIPT
(Domestic Mail Only; No Insurance Coverage Provided)

OFFICIAL USE

Postage

\$ 1.00

Certified Fee

Postmark
Here

Return Receipt
(Endorsement Receipt)

Restricted Delivery
(Endorsement Receipt)

Total Postage

Steve Edwardo Wilson
2935 Edgehill Drive
Los Angeles, CA 90018

Sent To

Street, Apt. No.
or PO Box No.

City, State, ZIP+ 4

PS Form 3800, January 2001

See Reverse for Instructions

7001 0360 0003 2702 5022 6626

1 BILL LOCKYER, Attorney General
of the State of California
2 BEN E. JOHNSON, State Bar No. 84406
Deputy Attorney General
3 California Department of Justice
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9 **DEPARTMENT OF CONSUMER AFFAIRS**
10 **STATE OF CALIFORNIA**

11 In the Matter of the Accusation Against:

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2935 Edgehill Drive
13 Los Angeles, CA 90018
Pharmacy Technician Registration No.
14 TCH 40830

15 Respondent.

Case No. 2886

OAH No.

A C C U S A T I O N

16
17 THE COMPLAINANT HEREBY ALLEGES:

18
19 PARTIES

20 1. Patricia F. Harris (Complainant) brings this Accusation solely in her official capacity
21 as the Executive Officer of the Board of Pharmacy, Department of Consumer Affairs (Board).

22 2. On or about March 29, 2002, the Board issued Pharmacy Technician Registration No.
23 TCH 40830 to Steve Eduardo Wilson (Respondent). The registration was in full force and effect
24 at all times relevant to the charges brought herein and will expire on October 31, 2005, unless
25 renewed.

26 ///

27 ///

28 ///

JURISDICTION

3. This Accusation is brought before the Board under the authority of the laws of the State of California, including, but not limited to the Business and Professions Code . All code section references herein are to the Business and Professions Code unless indicated otherwise.

4. Code section 4300 permits the Board to take disciplinary action to suspend or revoke a license.

5. Code section 4301 states, in pertinent part, "The Board shall take action against any holder of a license who is guilty of unprofessional conduct or whose license has been procured by fraud or misrepresentation or issued by mistake. Unprofessional conduct shall include, but is not limited to, any of the following:

....

(f) The commission of any act involving moral turpitude, dishonesty, fraud, deceit, or corruption, whether the act is committed in the course of relations as a licensee or otherwise, and whether the act is a felony or misdemeanor or not.

....

(h) The administering to oneself, of any controlled substance, or the use of any dangerous drug or of alcoholic beverages to the extent or in a manner as to be dangerous or injurious to oneself, to a person holding a license under this chapter, or to any other person or to the public, or to the extent that the use impairs the ability of the person to conduct with safety to the public the practice authorized by the license.

....

(j) The violation of any of the statutes of this state or of the United States regulating controlled substances and dangerous drugs.

....

(o) Violating or attempting to violate, directly or indirectly, or assisting in or abetting the violation of or conspiring to violate any provision or term of Chapter 9 (commencing with Section 4000) of the Business and Professions Code or of the applicable federal and state laws and regulations governing pharmacy, including regulations established by the Board."

6. Code section 4060 states, in pertinent part, “No person shall possess any controlled substance, except that furnished to a person upon the prescription of a physician, dentist, podiatrist, or veterinarian, or furnished pursuant to a drug order issued by a certified nurse-midwife pursuant to Section 2746.51, a nurse practitioner pursuant to Section 2836.1 or a physician assistant pursuant to Section 3502.1....”

7. Code section 492 states, “Notwithstanding any other provision of law, successful completion of any diversion program under the Penal Code, or successful completion of an alcohol and drug problem assessment program under Article 5 (commencing with section 23249.50) of Chapter 12 of Division 11 of the Vehicle Code, shall not prohibit any agency established under Division 2 ([Healing Arts] commencing with Section 500) of this code, or any initiative act referred to in that division, from taking disciplinary action against a licensee or from denying a license for professional misconduct, notwithstanding that evidence of that misconduct may be recorded in a record pertaining to an arrest. This section shall not be construed to apply to any drug diversion program operated by any agency established under Division 2 (commencing with Section 500) of this code, or any initiative act referred to in that division.

8. Code section 118(b) provides that the suspension, expiration, or forfeiture by operation of law of a license issued by a Board in the department, or its suspension, forfeiture, or cancellation by order of the Board or by order of a court of law, or its surrender without the written consent of the Board, shall not, during any period in which it may be renewed, restored, reissued, or reinstated.

9. Code section 125.3 states, in pertinent part, that the Board may request the administrative law judge to direct a licensee found to have committed a violation or violations of the licensing act to pay a sum not to exceed the reasonable costs of the investigation and enforcement of the case.

FIRST CAUSE FOR DISCIPLINE

(Illegal Possession of Controlled Substances)

10. Pursuant to Code sections 4060 and 4301, subsections (f),(h), (j) and (o), .

Respondent's license is subject to discipline in that Respondent engaged in illegal conduct that

1 substantially related to the qualifications, functions, and/or duties of a pharmacist technician, by
2 reason of the following:

3 a. On or about November 12, 2004, Respondent was found to unlawfully be in
4 possession of controlled substances, to wit: *less than 28.5 grams of marijuana and two baggies*
5 *of methamphetamine*, in violation of Health & Safety Code sections 11357(b) and 11377(a).

6
7 PRAYER

8 WHEREFORE, Complainant requests that a hearing be held on the matters herein
9 alleged, and that following the hearing, the Board of Pharmacy issue a decision:

10 1. Revoking and/or suspending Pharmacy Technician Registration No. TCH
11 40830, issued to Steve Eduardo Wilson.

12 2. Ordering Steve Eduardo Wilson to pay the Board of Pharmacy the reasonable
13 costs of the investigation and prosecution of this case, pursuant to Business and Professions Code
14 section 125.3;

15 3. Taking such other and further action as deemed necessary and proper.

16
17 DATED: 11/10/05
18

19
20 P. F. Harris
21 PATRICIA F. HARRIS
22 Executive Officer
23 Board of Pharmacy
24 Department of Consumer Affairs
25 State of California
26 Complainant

BILL LOCKYER, Attorney General
of the State of California
BEN JOHNSON, State Bar No. 84406
Deputy Attorney General
California Department of Justice
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Attorneys for Complainant

**BEFORE THE
BOARD OF PHARMACY
DEPARTMENT OF CONSUMER AFFAIRS
STATE OF CALIFORNIA**

In the Matter of the Accusation Against:

STEVEN EDUARDO WILSON

Respondent.

Case No. 2886

STATEMENT TO RESPONDENT

[Gov. Code §§ 11503, 11505, subd. (b)]

TO RESPONDENT:

Enclosed is a copy of the Accusation that has been filed with the BOARD OF PHARMACY, DEPARTMENT OF CONSUMER AFFAIRS (BOARD), and which is hereby served on you.

Unless a written request for a hearing signed by you or on your behalf is delivered or mailed to the BOARD, represented by Deputy Attorney General Ben Johnson, within fifteen (15) days after a copy of the Accusation was personally served on you or mailed to you, you will be deemed to have waived your right to a hearing in this matter and the BOARD may proceed upon the Accusation without a hearing and may take action thereon as provided by law.

The request for hearing may be made by delivering or mailing one of the enclosed forms entitled "Notice of Defense," or by delivering or mailing a Notice of Defense as provided in section 11506 of the Government Code, to

Ben Johnson
Deputy Attorney General
Ronald Reagan Building
300 South Spring Street, Suite 1702
Los Angeles, CA 90013.

1 You may, but need not, be represented by counsel at any or all stages of these
2 proceedings.

3 The enclosed Notice of Defense, if signed and filed with the BOARD, shall be deemed a
4 specific denial of all parts of the Accusation, but you will not be permitted to raise any objection
5 to the form of the Accusation unless you file a further Notice of Defense as provided in section
6 11506 of the Government Code within fifteen (15) days after service of the Accusation on you.

7 If you file any Notice of Defense within the time permitted, a hearing will be held on the
8 charges made in the Accusation.

9 The hearing may be postponed for good cause. If you have good cause, you are obliged
10 to notify the Office of Administrative Hearings, 320 West Fourth Street, Suite 630, Los Angeles,
11 California 90013, within ten (10) working days after you discover the good cause. Failure to
12 notify the Office of Administrative Hearings within ten (10) days will deprive you of a
13 postponement.

14 Copies of sections 11507.5, 11507.6, and 11507.7 of the Government Code are enclosed.

15 If you desire the names and addresses of witnesses or an opportunity to inspect and copy
16 the items mentioned in section 11507.6 of the Government Code in the possession, custody or
17 control of the BOARD you may send a Request for Discovery to the above designated Deputy
18 Attorney General.

19 **NOTICE REGARDING STIPULATED SETTLEMENTS**

20 It may be possible to avoid the time, expense and uncertainties involved in an
21 administrative hearing by disposing of this matter through a stipulated settlement. A stipulated
22 settlement is a binding written agreement between you and the government regarding the matters
23 charged and the discipline to be imposed. Such a stipulation would have to be approved by the
24 BOARD OF PHARMACY, DEPARTMENT OF CONSUMER AFFAIRS but, once approved, it
25 would be incorporated into a final order.

26 Any stipulation must be consistent with the BOARD's established disciplinary guidelines;
27 however, all matters in mitigation or aggravation will be considered. A copy of the BOARD's
28 Disciplinary Guidelines will be provided to you on your written request to the state agency

1 bringing this action.

2

3 If you are interested in pursuing this alternative to a formal administrative hearing, or if
4 you have any questions, you or your attorney should contact Deputy Attorney General Ben
5 Johnson at the earliest opportunity.

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**BEFORE THE
BOARD OF PHARMACY
DEPARTMENT OF CONSUMER AFFAIRS
STATE OF CALIFORNIA**

In the Matter of the Accusation Against:

STEVEN EDUARDO WILSON

Respondent.

Case No. 2886

NOTICE OF DEFENSE

[Gov. Code §§ 11505 and 11506]

I, the undersigned Respondent in the above-entitled proceeding, hereby acknowledge receipt of a copy of the Accusation; Statement to Respondent; Government Code sections 11507.5, 11507.6 and 11507.7, Complainant's Request for Discovery; and two copies of a Notice of Defense.

I hereby request a hearing to permit me to present my defense to the charges contained in the Accusation.

DATED: _____

Respondent's Name

Respondent's Signature

Respondent's Mailing Address

City, State and Zip Code

Respondent's Telephone Number

Check appropriate box:

- ☐ I am represented by counsel, whose name, address and telephone number appear below:

Counsel's Name

Counsel's Mailing Address

City, State and Zip Code

Counsel's Telephone Number

- ☐ I am not now represented by counsel. If and when counsel is retained, immediate notification of the attorney's name, address and telephone number will be filed with the Office of Administrative Hearing and a copy sent to counsel for Complainant so that counsel will be on record to receive legal notices, pleadings and other papers.

The agency taking the action described in the Accusation may have formulated guidelines to assist the administrative law judge in reaching an appropriate penalty. You may obtain a copy of the guidelines by requesting them from the agency in writing.

**BEFORE THE
BOARD OF PHARMACY
DEPARTMENT OF CONSUMER AFFAIRS
STATE OF CALIFORNIA**

In the Matter of the Accusation Against:

STEVEN EDUARDO WILSON

Respondent.

Case No. 2886

NOTICE OF DEFENSE

[Gov. Code §§ 11505 and 11506]

I, the undersigned Respondent in the above-entitled proceeding, hereby acknowledge receipt of a copy of the Accusation; Statement to Respondent; Government Code sections 11507.5, 11507.6 and 11507.7, Complainant's Request for Discovery; and two copies of a Notice of Defense.

I hereby request a hearing to permit me to present my defense to the charges contained in the Accusation.

DATED: _____

Respondent's Name

Respondent's Signature

Respondent's Mailing Address

City, State and Zip Code

Respondent's Telephone Number

Check appropriate box:

- ☐ I am represented by counsel, whose name, address and telephone number appear below:

Counsel's Name

Counsel's Mailing Address

City, State and Zip Code

Counsel's Telephone Number

- ☐ I am not now represented by counsel. If and when counsel is retained, immediate notification of the attorney's name, address and telephone number will be filed with the Office of Administrative Hearing and a copy sent to counsel for Complainant so that counsel will be on record to receive legal notices, pleadings and other papers.

The agency taking the action described in the Accusation may have formulated guidelines to assist the administrative law judge in reaching an appropriate penalty. You may obtain a copy of the guidelines by requesting them from the agency in writing.

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STATE OF CALIFORNIA**

In the Matter of the Accusation Against:

STEVEN EDUARDO WILSON

Respondent.

Case No. 2886

REQUEST FOR DISCOVERY

[Gov. Code § 11507.6]

TO RESPONDENT:

Under section 11507.6 of the Government Code of the State of California, parties to an administrative hearing, including the Complainant, are entitled to certain information concerning the opposing party's case. A copy of the provisions of section 11507.6 of the Government Code concerning such rights is included among the papers served.

PURSUANT TO SECTION 11507.6 OF THE GOVERNMENT CODE, YOU ARE
HEREBY REQUESTED TO:

1. Provide the names and addresses of witnesses to the extent known to the Respondent, including, but not limited to, those intended to be called to testify at the hearing, and
2. Provide an opportunity for the Complainant to inspect and make a copy of any of the following in the possession or custody or under control of the Respondent:
 - a. A statement of a person, other than the Respondent, named in the initial administrative pleading, or in any additional pleading, when it is claimed that the act or omission of the Respondent as to this person is the basis for the administrative proceeding;

1 b. A statement pertaining to the subject matter of the proceeding made by any
2 party to another party or persons;

3 c. Statements of witnesses then proposed to be called by the Respondent and
4 of other persons having personal knowledge of the acts, omissions or events which are the
5 basis for the proceeding, not included in (a) or (b) above;

6 d. All writings, including but not limited to reports of mental, physical and
7 blood examinations and things which the Respondent now proposes to offer in evidence;

8 e. Any other writing or thing which is relevant and which would be
9 admissible in evidence, including but not limited to, any patient or hospital records
10 pertaining to the persons named in the pleading;

11 f. Investigative reports made by or on behalf of the Respondent pertaining to
12 the subject matter of the proceeding, to the extent that these reports (1) contain the names
13 and addresses of witnesses or of persons having personal knowledge of the acts,
14 omissions or events which are the basis for the proceeding, or (2) reflect matters
15 perceived by the investigator in the course of his or her investigation, or (3) contain or
16 include by attachment any statement or writing described in (a) to (e), inclusive, or
17 summary thereof.

18
19 For the purpose of this Request for Discovery, "statements" include written statements by
20 the person, signed, or otherwise authenticated by him or her, stenographic, mechanical, electrical
21 or other recordings, or transcripts thereof, of oral statements by the person, and written reports or
22 summaries of these oral statements.

23
24 YOU ARE HEREBY FURTHER NOTIFIED that nothing in this Request for Discovery
25 should be deemed to authorize the inspection or copying of any writing or thing which is
26 privileged from disclosure by law or otherwise made confidential or protected as attorney's work
27 product.

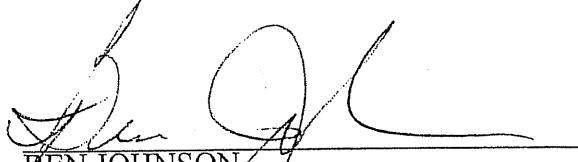
28 Your response to this Request for Discovery should be directed to the undersigned

1 attorney for the Complainant at the address on the first page of this Request for Discovery **within**
2 **30 days after service** of the Accusation.

3 Failure without substantial justification to comply with this Request for Discovery may
4 subject the Respondent to sanctions pursuant to sections 11507.7 and 11455.10 to 11455.30 of
5 the Government Code.

6 DATED: 11/21/05
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8 BILL LOCKYER, Attorney General
of the State of California

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11 BEN JOHNSON
12 Deputy Attorney General
13 Attorneys for Complainant
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COPY OF GOVERNMENT CODE SECTIONS 11507.5, 11507.6 AND 11507.7
PROVIDED PURSUANT TO GOVERNMENT CODE SECTIONS 11504 AND 11505

SECTION 11507.5: Exclusivity of discovery provisions

The provisions of Section 11507.6 provide the exclusive right to and method of discovery as to any proceeding governed by this chapter.

SECTION 11507.6: Request for discovery

After initiation of a proceeding in which a respondent or other party is entitled to a hearing on the merits, a party, upon written request made to another party, prior to the hearing and within 30 days after service by the agency of the initial pleading or within 15 days after the service of an additional pleading, is entitled to (1) obtain the names and addresses of witnesses to the extent known to the other party, including, but not limited to, those intended to be called to testify at the hearing, and (2) inspect and make a copy of any of the following in the possession or custody or under the control of the other party:

(a) A statement of a person, other than the respondent, named in the initial administrative pleading, or in any additional pleading, when it is claimed that the act or omission of the respondent as to this person is the basis for the administrative proceeding;

(b) A statement pertaining to the subject matter of the proceeding made by any party to another party or person;

(c) Statements of witnesses then proposed to be called by the party and of other persons having personal knowledge of the acts, omissions or events which are the basis for the proceeding, not included in (a) or (b) above;

(d) All writings, including, but not limited to, reports of mental, physical and blood examinations and things which the party then proposes to offer in evidence;

(e) Any other writing or thing which is relevant and which would be admissible in evidence;

(f) Investigative reports made by or on behalf of the agency or other party pertaining to the subject matter of the proceeding, to the extent that these reports (1) contain the names and addresses of witnesses or of persons having personal knowledge of the acts, omissions or events which are the basis for the proceeding, or (2) reflect matters perceived by the investigator in the course of his or her investigation, or (3) contain or include by attachment any statement or writing described in (a) to (e), inclusive, or summary thereof.

For the purpose of this section, "statements" include written statements by the person signed or otherwise authenticated by him or her, stenographic, mechanical, electrical or other recordings, or transcripts thereof, of oral statements by the person, and written reports or summaries of these oral statements.

Nothing in this section shall authorize the inspection or copying of any writing or thing which is privileged from disclosure by law or otherwise made confidential or protected as the attorney's work product.

SECTION 11507.7: Petition to compel discovery; Order; Sanctions

(a) Any party claiming the party's request for discovery pursuant to Section 11507.6 has not been complied with may serve and file with the administrative law judge a motion to compel discovery, naming as respondent the party refusing or failing to comply with Section 11507.6. The motion shall state facts showing the respondent party failed or refused to comply with Section 11507.6, a description of the matters sought to be discovered, the reason or reasons why the matter is discoverable under that section, that a reasonable and good faith attempt to contact the respondent for an informal resolution of the issue has been made, and the ground or grounds of respondent's refusal so far as known to the moving party.

(b) The motion shall be served upon respondent party and filed within 15 days after the respondent party first evidenced failure or refusal to comply with Section 11507.6 or within 30 days after request was made and the party has failed to reply to the request, or within another time provided by stipulation, whichever period is longer.

(c) The hearing on the motion to compel discovery shall be held within 15 days after the motion is made, or a later time that the administrative law judge may on the judge's own motion for good cause determine. The respondent party shall have the right to serve and file a written answer or other response to the motion before or at the time of the hearing.

(d) Where the matter sought to be discovered is under the custody or control of the respondent party and the respondent party asserts that the matter is not a discoverable matter under the provisions of Section 11507.6, or is privileged against disclosure under those provisions, the administrative law judge may order lodged with it matters provided in subdivision (b) of Section 915 of the Evidence Code and examine the matters in accordance with

its provisions.

(e) The administrative law judge shall decide the case on the matters examined in camera, the papers filed by the parties, and such oral argument and additional evidence as the administrative law judge may allow.

(f) Unless otherwise stipulated by the parties, the administrative law judge shall no later than 15 days after the hearing make its order denying or granting the motion. The order shall be in writing setting forth the matters the moving party is entitled to discover under Section 11507.6. A copy of the order shall forthwith be served by mail by the administrative law judge upon the parties. Where the order grants the motion in whole or in part, the order shall not become effective until 10 days after the date the order is served. Where the order denies relief to the moving party, the order shall be effective on the date it is served.

Exhibit B
Evidence Packet

0031001 100
SUPERIOR COURT OF CALIFORNIA, COUNTY OF SAN BERNARDINO
SAN BERNARDINO DISTRICT

THE PEOPLE OF THE STATE OF CALIFORNIA,)

Plaintiff)

vs.)

Steve Edwards Wilson ,
Melissa Macias

Defendant)

COURT CASE NO

MSB080350

MISDEMEANOR COMPLAINT

DA CASE NO 2004-00-0061130

FILED

The undersigned is informed and believes that:

COUNT 1

On or about November 12, 2004, in the above named judicial district, the crime of POSSESSION OF A CONTROLLED SUBSTANCE, in violation of HEALTH AND SAFETY CODE SECTION 11377(a), a misdemeanor, was committed by Steve Edwards Wilson and Melissa Macias, who did unlawfully possess a controlled substance, to wit, Methamphetamine.

COUNT 2

On or about November 12, 2004, in the above named judicial district, the crime of POSSESSION OF MARIJUANA 28.5 GRAMS OR LESS, in violation of HEALTH AND SAFETY CODE SECTION 11357(b), a misdemeanor, was committed by Steve Edwards Wilson and Melissa Macias, who did unlawfully possess not more than 28.5 grams of marijuana.

COUNT 3

On or about November 12, 2004, in the above named judicial district, the crime of POSSESSION OF A CONTROLLED SUBSTANCE, in violation of BUSINESS AND PROFESSION CODE SECTION 4060, a misdemeanor, was committed by Melissa Macias, who did knowingly and unlawfully possess a controlled substance without a prescription.

The defendant Steve Edwards Wilson is eligible for deferred entry of judgment pursuant the provisions of Penal Code Section 1000.

The defendant Steve Edwards Wilson is eligible for probation pursuant to the provisions of Penal Code Section 1210.1 (Proposition 36).

The defendant Melissa Macias is eligible for deferred entry of judgment pursuant the provisions of Penal Code Section 1000.

The defendant Melissa Macias is eligible for probation pursuant to the provisions of Penal Code Section 1210.1 (Proposition 36).

* * * * *

NOTICE TO DEFENDANT AND DEFENDANT'S ATTORNEY

Pursuant to Penal Code Sections 1054.5.(b), the People are hereby informally requesting that defense counsel provide discovery to the People as required by Penal Code Section 1054.3.

NOTICE TO ATTORNEY

The materials accompanying this notice may include information about witnesses. If so, these materials are disclosed to you pursuant to Penal Code section 1054.2 which provides: "No attorney may disclose or permit to be disclosed to a defendant the address or telephone number of a victim or witness whose name is disclosed to the attorney pursuant to subdivision (a) of Section 1054.1 unless specifically permitted to do so by the court after a hearing and a showing of good cause."

Further, attached hereto and incorporated herein are official reports and documents of a law enforcement agency which the undersigned believes establish probable cause for the arrest of defendant(s) Steve Edwards Wilson , Melissa Macias , for the above-listed crimes. Wherefore, a warrant of arrest is requested for Melissa Macias .

I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND CORRECT AND THAT THIS COMPLAINT CONSISTS OF 3 COUNT(S).

Executed at San Bernardino, California, on November 16, 2004.

T. Wold
DECLARANT AND COMPLAINANT

Agency: Yucaipa Sheriff Station

Prelim Est. 00:00

Defendant
Steve Edwards Wilson
Melissa Macias

Birth Date
10/28/1980
08/05/1985

Booking No.
0411300507

CII No.
A23113255
A25979384

NCIC

MSB080350 2004-61130

15-10603-401 Rev 8/92 (CR1) SHERIFF'S DEPARTMENT COUNTY OF SAN BERNARDINO, CA UNIFORM CRIME REPORT 03600		1. CODE SECTION <input checked="" type="checkbox"/> F <input type="checkbox"/> M <input type="checkbox"/> Other <u>HS 11377 (a)</u>		2. CRIME DEFINITION <u>Poss. OF METH</u>			3. CASE NUMBER-STATION <u>040401079</u>		
4. ASSIGNED MO-DAY-YEAR TIME <u>11/20/04 0044</u>		5. ARRIVED MO-DAY-YEAR TIME <u>11/20/04 0044</u>		6. BEAT		7. REPORT DIST.			
8. OCCURRED DAY-OF-WEEK/MO-DAY-YR/TIME <u>THUR 11/20/04 0044</u>				9. REPORTED MO-DAY-YEAR TIME <u>11/20/04 0058</u>		10. LOCATION OF OCCURRENCE CITY <u>INDEPENDENCE CT., YUCAIPA</u>			
CODES FOR BOXES 12 & 22 ARE: V = VICTIM W = WITNESS RP = REPORTING PARTY DC = DISCOVERED CRIME IP = INVOLVED PARTY									
11. NAME, LAST, FIRST MIDDLE (FIRM NAME IF A BUSINESS) <u>PEO OF CA</u>		12. <input checked="" type="checkbox"/> V		13. RESIDENCE ADDRESS-STREET-CITY-ZIP			14. RESIDENCE PHONE ()		
15. OCCUPATION		16. RACE/SEX		17. AGE		18. DOB M-D-YR		19. BUSINESS ADDRESS-STREET-CITY-ZIP	
20. BUSINESS PHONE ()		21. NAME, LAST, FIRST MIDDLE (FIRM NAME IF A BUSINESS)		22.		23. RESIDENCE ADDRESS-STREET-CITY-ZIP		24. RESIDENCE PHONE ()	
25. OCCUPATION		26. RACE/SEX		27. AGE		28. DOB M-D-YR		29. BUSINESS ADDRESS-STREET-CITY-ZIP	
30. BUSINESS PHONE ()		31. SUSPECT NO. 1 LAST, FIRST MIDDLE <u>WILSON, STEVE EDUARDO</u>		32. RACE/SEX <u>Am</u>		33. AGE <u>24</u>		34. HEIGHT <u>5-7</u>	
35. WEIGHT <u>160</u>		36. HAIR <u>BLK</u>		37. EYES <u>BRN</u>		38. DOB M-D-Y <u>102880</u>		39. ARRESTED <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	
40. INTERVIEWED <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO		41. RESIDENCE ADDRESS-STREET-CITY-ZIP <u>2925 EDGEHILL DR., LOS ANGELES</u>		42. CLOTHING AND OTHER IDENTIFYING MARKS/CHARACTERISTICS					
43. SUSPECT NO. 2 LAST, FIRST MIDDLE <u>MACIAS MELISSA</u>		44. RACE/SEX <u>HF</u>		45. AGE <u>19</u>		46. HEIGHT <u>5-5</u>		47. WEIGHT <u>120</u>	
48. HAIR <u>BRN</u>		49. EYES <u>BRN</u>		50. DOB M-D-Y <u>8-5-85</u>		51. ARRESTED <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO		52. INTERVIEWED <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	
53. RESIDENCE ADDRESS-STREET-CITY-ZIP <u>10682 INDEPENDENCE CT., MENTANA</u>		54. CLOTHING AND OTHER IDENTIFYING MARKS/CHARACTERISTICS							
55. CHECK IF MORE NAMES IN CONTINUATION <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO									
56. ADDITIONAL INFORMATION <input type="checkbox"/> VICTIM <input type="checkbox"/> WITNESS <input checked="" type="checkbox"/> OFFICER <input type="checkbox"/> OTHER									
57. PHYSICAL EVIDENCE RECOVERED <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO									
58. PHOTOGRAPHS TAKEN <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO									
59. LATENT PRINTS LIFTED <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO									
60. VEHICLE <input checked="" type="checkbox"/> V		61. COLOR <u>BLACK</u>		62. TR. <u>2000</u>		63. MAKE <u>CHEVY</u>		64. MODEL <u>CARMA</u>	
65. BODY TYPE <u>2DR</u>		66. LICENSE <u>5D0442 CR</u>		67. STATE		68. DAMAGE/ODDITY/ACCESSORIES			
69. ROBBERY WEAPON: <input type="checkbox"/> FIREARM <input type="checkbox"/> OTHER DANGEROUS WEAPON LOCATION: <input type="checkbox"/> HIGHWAY <input type="checkbox"/> OTHER BUSINESS <input type="checkbox"/> SERV. STATION									
<input type="checkbox"/> CUTTING INSTRUMENT <input type="checkbox"/> STRONG ARM <input type="checkbox"/> CONVENIENCE STORE <input type="checkbox"/> RESIDENCE <input type="checkbox"/> BANK <input type="checkbox"/> MISC.									
70. ASSAULTS WEAPON: <input type="checkbox"/> FIREARM <input type="checkbox"/> KNIFE/CUTTING INSTRUMENT <input type="checkbox"/> OTHER DANGEROUS WEAPON <input type="checkbox"/> HANDS/FEET <input type="checkbox"/> SIMPLE/NO INJURY									
71. BURGLARY <input type="checkbox"/> NIGHT <input type="checkbox"/> DAY <input type="checkbox"/> UNKNOWN <input type="checkbox"/> FORCIBLE ENTRY <input type="checkbox"/> ENTRY-NO FORCE <input type="checkbox"/> RESIDENCE <input type="checkbox"/> VEHICLE <input type="checkbox"/> NON-RESIDENCE (BUILDING)									
72. LARCENY <input type="checkbox"/> PICKPOCKET <input type="checkbox"/> SHOPLIFT <input type="checkbox"/> MOTOR VEHICLE PARTS <input type="checkbox"/> FROM BLDG; NOT SHOPLIFT OR MACHINES <input type="checkbox"/> FROM COIN-OPERATED MACHINES <input type="checkbox"/> ALL OTHERS									
<input type="checkbox"/> PURSE-SNATCH <input type="checkbox"/> FROM MOTOR VEHICLE <input type="checkbox"/> BICYCLES									
73. PROPERTY STOLEN									
TYPES		CURRENCY, NOTES		\$		TV, STEREO, ETC.		\$	
&		JEWELRY		\$		FIREARMS		\$	
VALUES		CLOTHING, FURS		\$		HOUSEHOLD GOODS		\$	
OFFICE EQUIPMENT		\$				CONSUMMABLE GOODS		\$	
						LIVESTOCK		\$	
						OTHER MISC.		\$	
						TOTAL		\$	
74. DOMESTIC VIOLENCE INJURIES: <input type="checkbox"/> NONE <input type="checkbox"/> MINOR <input type="checkbox"/> MAJOR WEAPONS: <input type="checkbox"/> YES <input type="checkbox"/> NO									
75. PEACE OFFICER ASSAULTED/MARSHAL <input type="checkbox"/> YES, IF YES, COMPLETE BOXES 1, 2, 3, 4, AND 34 OR 35 ON CR-4 FORM									
76. SYNOPSIS <u>DURING MY CONSENSUAL CONTACT WITH BOTH SUSPECTS, 2</u> <u>BAGGIES OF SUSPECTED METH & TWO BAGGIES OF MARIJUANA</u> <u>WERE FOUND IN THE CAR THEY WERE IN. THE SUSPECTED</u> <u>METH TESTED POSITIVE FOR AMPHETAMINES WITH A MARQUIS #2 TEST KIT.</u>									
77. REPORTING OFFICER <u>BUSTO</u>									
78. EMP. # <u>03063</u>									
79. DATE <u>11/20/04</u>									
80. REVIEWED BY <u>[Signature]</u> DATE <u>11/15/09</u>									
81. ROUTED TO <input checked="" type="checkbox"/> SUBMIT TO DIA <input type="checkbox"/> IMMEDIATE FOLLOW UP <input type="checkbox"/> OTHER: <u>[Signature]</u>									
82. REPORTING OFFICER IS 115 QUALIFIED <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO									

SHERIFF'S DEPARTMENT
COUNTY OF SAN BERNARDINO
CALIFORNIA
CA 03600

CASE NO

040401079

REPORT AREA

Page 1

CODE SECTION

HS11377 (a)

CRIME

POSSESSION OF METH

CLASSIFICATION

VICTIM'S NAME - LAST NAME

FIRST NAME

MIDDLE NAME

(FIRM NAME IF BUSINESS)

PEOPLE OF CALIFORNIA

ADDRESS

RESIDENCE

PHONE

OFFICER INFORMATION:

On 11/12/2004 at 0109 hours I arrived on scene at Independence Court near Independence Avenue in response to a domestic disturbance reported by a neighbor. When I drove down the cul-de-sac street I saw a black camaro parked off the street and turn its lights out. I pulled up along side the vehicle and got out of my patrol car and spoke to 2 occupants inside.

SUSPECT #1/DRIVER CONTACT:

WILSON, STEVE 10/28/1980

I walked over to the driver and asked if he was involved in a disturbance earlier. He said he was involved earlier and another deputy had been out to speak with him. While talking to WILSON I noticed a strong odor of marijuana coming from the inside of the vehicle. I asked if he or his girlfriend in the passenger seat had been smoking marijuana and they both denied any marijuana use. I had WILSON exit the vehicle.

When WILSON got out of his vehicle I again asked him if he was smoking marijuana inside the vehicle and he again said "no". But then said he wanted to be honest with me and said that he had a marijuana joint that was down on the floorboard by the drivers seat.

SUSPECT #2/PASSENGER:

MACIAS, MELISSA 08/05/1985

I made contact with the passenger MACIAS and asked her if she would step out of the vehicle. I asked if she had used any marijuana and she said "no". I ran her name and learned she had a \$3000.00 dollar warrant for her arrest.

VEHICLE SEARCH:

CA #5DJP482

I conducted a search of suspect's vehicle to locate the marijuana and any other illegal items inside the vehicle. I located a marijuana joint by the drivers seat just to the left hand side of the floorboard. In the center console there was a small storage area with a small baggy containing a usable amount of marijuana. Inside of the glove box I located 2 small baggies containing a usable amount of a white

REPORTING OFFICER

BUSTO:

DATE

11/12/2004

REVIEWED BY

[Signature]

TYPED BY

SRF

ROUTED BY

DATE

FURTHER ACTION:

☐ YES ☐ NO

COPIES TO:

☐ Other

☐ SD/PD

☐ Detective

☐ CII

☐ Other

☐ Dist. Atty.

☐ Patrol

REMARKS

SHERIFF'S DEPARTMENT
COUNTY OF SAN BERNARDINO
CALIFORNIA
CA 03600

CASE NO

040401079

REPORT AREA

Page 2

CODE SECTION HS11377 (a)	CRIME POSSESSION OF METH	CLASSIFICATION
VICTIM'S NAME - LAST NAME PEOPLE OF CALIFORNIA	FIRST NAME 	MIDDLE NAME
ADDRESS 		PHONE

CONTINUED

Crystal like substance, which appeared to be methamphetamine. Near the passenger seat next to the seat on the floorboard on the front left corner of the seat, there was another baggy of marijuana, similar to the one found in the center console. This baggy was located near the seat MACIAS was sitting and where her hand was placed while I was talking to her.

OFFICER INFORMATION:

As I spoke with MACIAS prior to her exiting the vehicle her hand was down by the floor board and I had asked her twice to pull her hand out where I could see it and she had heard me both times but did not acknowledge me until the second time and appeared to be trying to conceal something from me.


I then looked inside the purse that was located on the floorboard of the passenger seat next to MACIAS. Inside the purse I found a small baggy containing 8 small-unknown white pills. There was no prescription paperwork with them. They did not appear to be over the counter type pills. There were 2 oval pills inside the bag with numbers 93 on one side and the other side number 48. There were 6 other pills that had the name Watson with the number 7 below it.

SUSPECT #2 STATEMENT:

I spoke with MACIAS about the pills that were found in her purse. She told me that they were given to her from a friend for depression. She said she didn't know what they were and said they were prescription pills that were not prescribed for her. She told me she had no knowledge of the marijuana and the crystal substance located in the vehicle, and said she had not used either of them.

ARREST INFORMATION:

I placed MACIAS under arrest for HS11377 (a) and for the sheriff's warrant out of San Bernardino County. MACIAS was placed inside my patrol car.

REPORTING OFFICER BUSTO:	DATE 11/12/2004	REVIEWED BY 	TYPED BY SRF	ROUTED BY	DATE
FURTHER ACTION: <input type="checkbox"/> YES <input type="checkbox"/> NO	COPIES TO: <input type="checkbox"/> Detective <input type="checkbox"/> CII <input type="checkbox"/> Other <input type="checkbox"/> Dist. Atty. <input type="checkbox"/> Patrol		REMARKS		

SHERIFF'S DEPARTMENT
COUNTY OF SAN BERNARDINO
CALIFORNIA
CA 03600

CASE NO

040401079

REPORT AREA

Page 3

CODE SECTION

HS11377 (a)

CRIME

POSSESSION OF METH

CLASSIFICATION

VICTIM'S NAME - LAST NAME

FIRST NAME

MIDDLE NAME

(FIRM NAME IF BUSINESS)

PEOPLE OF CALIFORNIA

ADDRESS

RESIDENCE

PHONE

SUSPECT #1 STATEMENT:

I spoke to WILSON and asked him about the additional marijuana and methamphetamine that was found in his vehicle. He told me he had no knowledge of the drugs inside his vehicle other than the marijuana that was found under his seat. Wilson also denied any methamphetamine use.

DISPOSITION OF VEHICLE:

I had WILSON'S vehicle towed to Yucaipa towing for storage per cvc22651 h.

EVIDENCE:

The 2 small baggies containing the white crystal like substance tested positive with the Marquis Reagent #2 test kit for Amphetamines.

All baggies containing marijuana and methamphetamines and the pills were sent to the Sheriff's Crime lab for testing.

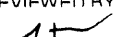
LEMS nurse Maria Austin took a blood sample from both suspects separately in my presence, and the samples were placed separately in evidence for testing.

DISPOSITION:

Forward to District Attorney for filing.

REPORTING OFFICER
BUSTO

DATE
11/12/2004

REVIEWED BY


TYPED BY
SRF

ROUTED BY

DATE

FURTHER ACTION:

☐ YES ☐ NO

COPIES TO:

☐ Detective

☐ Dist. Atty.

☐ Other

☐ CII

☐ Patrol

☐ SD/PD

☐ Other


REMARKS

**SHERIFF'S DEPARTMENT
COUNTY OF SAN BERNARDINO, CALIFORNIA
CA03600**

EVIDENCE/PROPERTY REPORT

CASE NO 040401079
REPORTING AREA

CODE SECTION HS11377 (a)	RECOVERING DIV/STATION	SUSPECT NAME WELSH / MACIAS	<input type="checkbox"/> REPORTED STOLEN
<input checked="" type="checkbox"/> EVIDENCE	<input type="checkbox"/> FOUND PROPERTY	<input type="checkbox"/> SAFEKEEPING	<input type="checkbox"/> RECOVERED PROPERTY
OWNER OF PROPERTY		ADDRESS	
CASE AGENT AND EMPLOYEE NO. BUS- B3060		PROPERTY RECOVERED BY AND EMPLOYEE NO.	

ITEM NO.	SERIAL NO.	DESCRIPTION	VALUE	BAR CODE LABEL
1 a		2 BAGGIES OF SUSP. MATH.		SAN BERNARDINO COUNTY SHERIFF  0404001183
1 b		1 BAGGY WITH 8 UNKNOWN PWS		
1 c		2 BAGGIES OF MARIJUANA / 2 MJ. CIGARETTES		

REPORTING DEPUTY AND EMPLOYEE NO. BUS- B3060	DATE 1/12/07	REVIEWED BY AV	PROPERTY OFFICER AND EMPLOYEE NO.	DATE
--	------------------------	--------------------------	-----------------------------------	------

(909) 428-7488

093926

TO BE COMPLETED BY TECH/NURSE			TO BE COMPLETED BY OFFICER	
NAME OF SUBJECT: LAST, FIRST <u>MALLOS, MELISSA</u>		DOB OF SUBJECT <u>8-5-82</u>	DATE PERFORMED <u>11/2/01</u>	
TIME CALLED <u>0310</u>	ARRIVED <u>0310</u>	PERFORMED <u>0310</u>	CASE NUMBER <u>040401079</u>	
SERVICE PERFORMED (MARK ONLY ONE) <input checked="" type="checkbox"/> BLOOD WITHDRAWAL <input type="checkbox"/> 290 COLLECTION <input type="checkbox"/> BUCCAL SWAB COLLECTION <input type="checkbox"/> PATERNITY COLLECTION <input type="checkbox"/> SUSPECT SEX KIT <input type="checkbox"/> TASER REMOVAL <input type="checkbox"/> URINE COLLECTION <input type="checkbox"/> DRY RUN <input type="checkbox"/> CANCELED AFTER ARRIVAL <input type="checkbox"/> SART <input type="checkbox"/> TESTIMONY (ATTACH SUBPOENA)		SUPPLIES <input type="checkbox"/> BA KIT <input type="checkbox"/> DOJ ALCOHOL/DRUGS <input checked="" type="checkbox"/> GRAY <input type="checkbox"/> PURPLE <input type="checkbox"/> RED <input type="checkbox"/> SEX KIT <input type="checkbox"/> 290 KIT <input type="checkbox"/> PATERNITY KIT	VIOLATION: <input checked="" type="checkbox"/> TH & S <u>11550</u> <input type="checkbox"/> VC <input type="checkbox"/> PC <input type="checkbox"/> 290 REGISTRATION <input type="checkbox"/>	
NURSE/TECH SIGNATURE <u>Maria Austin WN</u>		AGENCY AND STATION NUMBER <u>5 BSD - Yuc. 1st</u>		
NURSE/TECH NAME/ID# (Please Print) <u>MARIA AUSTIN WN #20</u>		AUTHORIZING/WITNESSING OFFICER'S SIGNATURE <u>[Signature]</u>		
		AUTHORIZING/WITNESSING OFFICER'S NAME/ID# (Please Print) <u>Busto 03060</u>		
		COMMENTS: VITAL SIGNS: B/P _____ P _____ R _____ LATEX ALLERGY: <input type="checkbox"/> YES <input type="checkbox"/> NO IVDA: <input type="checkbox"/> YES <input type="checkbox"/> NO		

NOTE: PLEASE USE MILITARY TIME

WHITE & YELLOW: LEMS

GOLDENROD: TECH/NURSE

PINK: AGENCY

LAW ENFORCEMENT MEDICAL SERVICES, INC.
(909) 428-7488

INVOICE NO: 093926

TO BE COMPLETED BY TECH/NURSE			TO BE COMPLETED BY OFFICER	
NAME OF SUBJECT: LAST, FIRST <u>WILSON, STEVE</u>		DOB OF SUBJECT <u>1-28-80</u>	DATE PERFORMED <u>11/2/01</u>	
TIME CALLED <u>0228</u>	ARRIVED <u>0250</u>	PERFORMED <u>0300</u>	CASE NUMBER <u>040401079</u>	
SERVICE PERFORMED (MARK ONLY ONE) <input checked="" type="checkbox"/> BLOOD WITHDRAWAL <input type="checkbox"/> 290 COLLECTION <input type="checkbox"/> BUCCAL SWAB COLLECTION <input type="checkbox"/> PATERNITY COLLECTION <input type="checkbox"/> SUSPECT SEX KIT <input type="checkbox"/> TASER REMOVAL <input type="checkbox"/> URINE COLLECTION <input type="checkbox"/> DRY RUN <input type="checkbox"/> CANCELED AFTER ARRIVAL <input type="checkbox"/> SART <input type="checkbox"/> TESTIMONY (ATTACH SUBPOENA)		SUPPLIES <input type="checkbox"/> BA KIT <input type="checkbox"/> DOJ ALCOHOL/DRUGS <input checked="" type="checkbox"/> GRAY <input type="checkbox"/> PURPLE <input type="checkbox"/> RED <input type="checkbox"/> SEX KIT <input type="checkbox"/> 290 KIT <input type="checkbox"/> PATERNITY KIT	VIOLATION: <input checked="" type="checkbox"/> TH & S <u>11550</u> <input type="checkbox"/> VC <input type="checkbox"/> PC <input type="checkbox"/> 290 REGISTRATION <input type="checkbox"/>	
NURSE/TECH SIGNATURE <u>Maria Austin WN</u>		AGENCY AND STATION NUMBER <u>5 BSD - Yuc. 1st</u>		
NURSE/TECH NAME/ID# (Please Print) <u>MARIA AUSTIN WN #20</u>		AUTHORIZING/WITNESSING OFFICER'S SIGNATURE <u>[Signature]</u>		
		AUTHORIZING/WITNESSING OFFICER'S NAME/ID# (Please Print) <u>Busto 03060</u>		
		COMMENTS: VITAL SIGNS: B/P _____ P _____ R _____ LATEX ALLERGY: <input type="checkbox"/> YES <input type="checkbox"/> NO IVDA: <input type="checkbox"/> YES <input type="checkbox"/> NO		

NOTE: PLEASE USE MILITARY TIME

WHITE & YELLOW: LEMS

GOLDENROD: TECH/NURSE

PINK: AGENCY

CONFIDENTIAL INFORMATION: ACCESS PROHIBITED UNLESS AUTHORIZED BY LAW.CPC 11081
S.B.S.O. ---PERSON SUMMARY RESPONSE--- *INCUSTODY* PG 1
CENTRAL D.C.
LAST FIRST MIDDLE
WILSON STEVE EDUARDO SBJ
ID HMA CII A23113255 D/L B9186903 CA DR MFS DATE SBJ INCIDENT
AGE 24 DOB 102880 FBI 728159FC3
HT 5 07 SEX# SS# 549739410
WT 160 NARCH#
HAIR BLK API
EY BRO CAL-ID# 361139710
MARKS CDC# A#
PC290.2 B/S SAMPLES BOOK AGY DATE CHARGE FI AREA
W-FILE 0411300507 04 111204 HS11377(A)

AKA

COM CALID UPDATED 111204/0823/RG

DL DR BOOK PF7-ADD SRCH PF8-WARR PF9-BOK INQ
APPL PF1-ENTER PF2 PF3 PF4-DET PF5-UPD PF6-RET PF10-HEALTH PF11-BOOKING

LAST FIRST MIDDLE
WILSON STEVE EDUARDO
NCIC
HENRY

RET 04
POB LOS ANGELES CA

ADDR 1104
2935 EDGEHILL RD
LOS ANGELES CA Z 90018
TEL
ADDR

RESP PARTY FRIEND
MELISSA

RESP PARTY

Z

TEL
ADDR

RESP PARTY

Z

TEL
ADDR

SOURCE CAL ID

TEL
PF1-ENTER PF2-INQ REQ PF3-INDEX PF4-PERSON SUMMARY

11/12/04 15:59:36 PRINT REQUESTED BY TERMINAL YU01
11/12/04 15:59:16 FROM CLETS:
IH

RE: QHY.CA0360004.23113255.BUSTO 0 DATE:20041112 TIME:15:59:20
RESTRICTED-DO NOT USE FOR EMPLOYMENT, LICENSING OR CERTIFICATION PURPOSES
ATTN:BUSTO 040401079 11377
III CALIFORNIA ONLY SOURCE RECORD
CII/A23113255
DOB/19801028 SEX/M RAC/HISPANIC
HGT/507 WGT/160 EYE/BRO HAI/BLK POB/CA
NAM/01 WILSON, STEVE E
02 WILSON, STEVE EDUARDO
FBI/728159FC3
CDL/B9186903
SOC/549739146 549739410
OCC/TECH
* * * *

ARR/DET/CITE: NAM:01 DOB:19801028
20010923 CASO LA PICO RIVERA
CNT:01 #7025065
14604(A) VC-OWNER ALLOW UNLICENSED OPR VEHICLE
COM: ADR-092301 (2935, EDGEHILL DR,,, LOS ANGELES, CA,
,)
COM: SCN-46312660017
- - - -

COURT: NAM:01
20011205 CASC WHITTIER
CNT:01 #1WH05438-01
14606(A) VC-HIRE/ETC UNLICENSED DRIVER
*DISPO:CONVICTED
CONV STATUS:INFRACTION
SEN: FINE
* * * *

APPLICANT: NAM:01
20011011 CASB PHARMACY, SACRAMENTO
CNT:01 #AC01
APPLICANT LICENSE CERT OR PERMIT
COM: SCN-09412840049 ATI-D284WIS382
* * * *

APPLICANT: NAM:02
20030709 CASD INSURANCE, SACRAMENTO
CNT:01 #549739410
APPLICANT LICENSE CERT OR PERMIT
COM: SCN-32832230001 ATI-I190WIS298
* * * *
* * * * END OF MESSAGE * * *

CONFIDENTIAL INFORMATION: ACCESS PROHIBITED UNLESS AUTHORIZED BY LAW.CPC 11081
S.B.S.O. ---PERSON SUMMARY RESPONSE---

INCUSTODY PG 1
WEST VALLEY D.C.

LAST FIRST MIDDLE SBJ SUS
MURILLO ,MELISSA ASIA
ID HFA 000001 CII A25979384 D/L DR MFS DATE SBJ INCIDENT
AGE 19 DOB 080585 FBI 730380FC5 0201546 62 092602 S HS11377(A)
HT 5 04 SEX# SS#
WT 170 NARC#
HAIR BLK BRO API
EY HAZ CAL-ID# 361030803
MARKS CDC# A#
PC290.2 B/S SAMPLES BOOK AGY DATE CHARGE FI AREA
W-FILE 0 0411341790 04 111204 HS11377(A) *

AKA MACIAS ,MELISSA ASIA - COM CALID UPDATED 111204/1334/RG
MACIAS ,MELISSA -
-

DL DR BOOK PF7-ADD SRCH PF8-WARR PF9-BOK INQ
APPL PF1-ENTER PF2 PF3 PF4-DET PF5-UPD PF6-RET PF10-HEALTH PF11-BOOKING

CONFIDENTIAL INFORMATION: ACCESS PROHIBITED UNLESS AUTHORIZED BY LAW.CPC 11081
S.B.S.C. ---PERSON SUMMARY RESPONSE--- *INCUSTODY* PG 1
CENTRAL D.C.

LAST FIRST MIDDLE SBJ
WILSON ,STEVE EDUARDO SBJ
ID HMA CII A23113255 D/L B9186903 CA DR MFS DATE SBJ INCIDENT
AGE 24 DOB 102880 FBI 728159FC3
HT 5 07 SEX# SS# 549739410
WT 160 NARC#
HAIR BLK API
EY BRO. CAL-ID# 361139710
MARKS CDC# A#
PC290.2 B/S SAMPLES BOOK AGY DATE CHARGE FI AREA
W-FILE 0411300507 04 111204 HS11377(A)

AKA

COM CALID UPDATED 111204/0823/RG

DL
APPL

DR BOOK PF7-ADD SRCH PF8-WARR PF9-BOK INQ
PF1-ENTER PF2 PF3 PF4-DET PF5-UPD PF6-RET PF10-HEALTH PF11-BOOKING

11/12/04 15:59:33 PRINT REQUESTED BY TERMINAL YU01
11/12/04 15:59:04 FROM CLETS:
IH

RE: QHY.CA0360004.25979384.BUSTO 0 DATE:20041112 TIME:15:59:08
ATTN:BUSTO 040401079 11377
* * * * *
NO HIT BUREAU OF CRIMINAL IDENTIFICATION FILES
* * * * *

END OF MESSAGE

SUPERIOR COURT OF CALIFORNIA, COUNTY OF SAN BERNARDINO
SAN BERNARDINO DISTRICT
MINUTE ORDER

CASE NO: MSB080350

DATE: 01/13/05

CASE TITLE: PEOPLE OF THE STATE OF CALIFORNIA
vs.
STEVE EDWARDS WILSON

DEPT: S24 01/13/05 TIME: 8:15 am DEFERRED ENTRY OF JUDGMENT HEARING

CHARGES: 1) 11377(A) HS-M, 2) 11357(B) HS-M

JUDGE KENNETH R BARR
Clerk E MORTSOLF
Bailiff S RAMIREZ
-

APPEARANCES

Deputy District Attorney NOT present.
Attorney ROBINSON NOT present.
Defendant present.
-

Defendant informs court attorney Robinson has been
relieved from this matter.
-

Court appoints Conflict Panel Attorney.
Attorney CP J TAYLOR present.
-

PROCEEDINGS

Action came on for PC1000/Diversion.
Court has read and considered Probation Officer's Report.
PC1000/Drug Court Plea Bargain agreement filed. A plea of guilty
is entered as to Count(s) 1-2, and entry of judgment is
deferred.
Entry of judgment is deferred to 06/13/2006.
Criminal proceedings suspended.
-

Pronouncement of sentence is deferred for a period of 18
month(s), as to Count(s) 1-2 on the following terms and
conditions:

Violate no law.

Report to the Probation Officer, and thereafter as directed, at:
401 N Arrowhead Avenue, San Bernardino, CA 92415

Keep the court and Probation Officer informed of place of
residence at all times during diversion.

Pay a Diversion Administrative Fee of \$100.00 pursuant to PC
1001.16 to Central Collections within 60 days at:

157 W 5th Street, 3rd floor, San Bernardino, CA 92415-6146

Attend class at:

Didi Hirsch CMHC-Dignity Center 501 S Shatto Pl
Suite 305 Los Angeles CA 90020 (213) 385-3752.

Pay Diversion Restitution Fee of \$100.00 pursuant to PC 1001.90,

1/26/05

Page: 2

Case Number : MSB080350 People vs. STEVE WILSON
=====

plus 10% collection fee to Central Collections within 120 days.
Attend NA meetings three (3) times per week for a total of /.

-
CUSTODY STATUS

Case Custody -Diversion

===== MINUTE ORDER END =====

MISDEMEANOR ADVISEMENT OF PC 1000, PC 1210 (PROP. 36),
WAIVER OF RIGHTS AND PLEA FORM

PEOPLE vs.

STEVE WILSON

Case No. MSB080350

I am charged with: HS 11377(a) HS 11357(b) ~~HS 11357(a)~~

The maximum penalty for this offense is up to 6 months/1 year in county jail and/or penal fine of up to \$1000 plus assessments, a victim restitution fine of \$110 to \$1000 and, when applicable, actual restitution for all damages. For a violation of H&S Code 11550, 11355, 11363, 11366.5, 11368, I will be required to register my name and address, fingerprints and photograph with the chief of police of the law enforcement agency for the community in which I reside within 30 days of today and of any move. I am required to notify the agency with which I last registered 10 days after moving of my move. This requirement shall terminate 5 years after my discharge from jail or if on probation, 5 years from the termination of probation (H&S 11590). H&S 11550 requires a minimum sentence of 90 days in jail.

Pursuant to P.C. 1000 I understand that if I am eligible and plead Guilty, pronouncement of sentence, (*Deferred Entry of Judgment*) will be delayed for 18 months and criminal proceedings will be suspended while I am placed on PC 1000 Drug Diversion with certain terms and conditions which will include a Drug Educational Program that I will have to successfully complete, payments of certain fees and fines, not violate any law and other conditions ordered by the Court which may include attendance of NA meetings. If I successfully comply with all PC 1000 terms and conditions, this case will be dismissed.

TO BE ELIGIBLE FOR PC 1000, ALL of the following MUST APPLY:

- A. I must be charged with any of the following offenses: H&S 11350, 11357, 11358 (personal use), 11364, 11365, 11377, 11550, PC 381, PC 647(f)(drugs) or B&P 4230; and
- B. I have no prior conviction for a drug offense, and
- C. The present offense does not involve violence or threat of violence (includes possession of deadly weapon), and
- D. Present case does not involve any narcotic or drug offense not listed in paragraph "A" above, and
- E. I have not had probation or parole violated without thereafter being completed, and
- F. I have not been diverted within five (5) years of this present offense, and
- G. I have not had a felony conviction within five (5) years of the present offense.

Pursuant to PC 1210 (*Prop. 36*), if I plead **GUILTY**, and am eligible, I will be sentenced and placed on **PROBATION** with terms and conditions which will include successfully completing an approved 12 to 18 month Drug Treatment Program, reporting to my probation officer and/or Court every 90 days or as directed, and while in the treatment program, should I re-offend up to two times with an arrest and/or conviction of a new NVDPO (Non Violent Drug Possession Offense) as defined in PC 1210 (*Prop. 36*), or if I violate up to two times any drug-related condition of probation, the Court will NOT remove me from the treatment program and will NOT revoke or modify my bail or O.R. status and will NOT cause any incarceration. The Court may, however, intensify or alter the drug treatment plan. If I successfully complete probation, the case will be dismissed.

If I am placed on PC 1210 (*Prop. 36*) probation, some of the terms may include:

- A. Subject to paragraph D below, being sentenced and placed on probation for 36 months with some of the initial terms being **NO Jail**, violate no law, and complete a PC 1210 (*Prop. 36*) approved drug treatment program.
- B. Should I successfully complete probation and the drug treatment program, my case will be dismissed.
- C. While in the treatment program should I re-offend up to two times with an arrest and/or conviction of a new NVDPO (Non Violent Drug Possession Offense) as defined in PC 1210 (*Prop. 36*), or if I violate up to two times any drug-related condition of probation, the Court would agree NOT to remove me from the treatment program and NOT to revoke or modify my bail or O.R. status and NOT cause any incarceration. The Court may, however, intensify or alter the drug treatment plan.
- D. Should I be terminated either voluntarily or involuntarily from the PC 1210 (*Prop. 36*) treatment program, the Maximum sentence imposed will be () 20 () _____ actual days of incarceration minus any actual time I have already served on this case, a \$110 Victim Restitution Fine, any actual restitution and any reporting requirement described above in H&S 11590.

I HEREBY PLEAD (initial one of the following)

() GUILTY

() NOLO CONTENDERE

() NOT GUILTY

to the charge(s) of HS 55 11377(a) 11357(b)

(initial ONE of the following only if you plead Guilty or Nolo Contendere)

and REQUEST (☒) PC 1000 () PC 1210 (Prop 36) () NOT to participate in either PC 1000 or PC 1210

WAIVERS (only fill out if you plead Guilty or Nolo Contendere)

By personally placing my initials to the left of each paragraph, I declare that I understand and specifically waive and give up each of my following rights as outlined below. I further declare that no one has used any force or threat against me or anyone close to me in order to make me enter this plea or waive my rights. I am not under the influence of any substance that impacts my ability to understand or waive my rights. I am entering this plea or authorizing my attorney to enter this plea on my behalf either because I am guilty or because the plea is a result of plea-bargaining.

(SW) I have a right to a speedy and public trial by a jury or by the Court and that by entering this plea I give up these rights.

(SW) I have the right to see and hear all witnesses against me and to cross-examine them myself or by my attorney, and the right to subpoena witnesses and evidence favorable to me at no cost to myself and that by entering this plea I give up these rights.

(SW) I have the right to remain silent and not incriminate myself, or the right to testify on my own behalf, if I so choose, and by entering this plea, I give up these rights.

(SW) I understand that if I am not a citizen, my plea may result in my deportation, exclusion from future admission to the United States or denial of naturalization under the laws of the United States.

(SW) I waive my right to be sentenced within the statutory time (between 6 hours and 5 days) and also agree to an Arbuckle waiver so that any judge may sentence me.

(SW) **Defendant with no attorney.** I understand that I have a right to be represented by an attorney at all stages of the proceedings and that if I cannot afford an attorney, the Court will appoint one for me free of charge. I also understand the dangers and disadvantages of proceeding without an attorney, and I am freely giving up my right to have an attorney represent me. I am voluntarily choosing to represent myself without an attorney.

Interpreter: I declare under penalty of perjury under the laws of California that I have read this entire document to the defendant in the _____ language. Interpreter's Signature _____

Attorney: I am the attorney for the defendant, and I have explained to the defendant each of his/her rights, the nature of and defenses to the charge(s) and the consequences of his/her guilty / nolo contendere plea. I personally observed him/her to read, initial and sign this document.

I consent to the entry of the plea, and Waiver of Rights.

Attorney Jim Rimmer

Defendant BIEN + ROBINSON

The Court finds that the Defendant and/or his/her attorney appeared in open court and entered this plea, that Defendant understands the nature of the charge(s) and the consequences of the plea, that Defendant has knowingly, intelligently, expressly and voluntarily waived his/her rights as set forth above and that there is a factual and/or plea bargain basis for the plea. The Court accepts the plea.

Date _____

Judge [Signature]

Exhibit B
Evidence Packet

CUSTODY 100
SUPERIOR COURT OF CALIFORNIA, COUNTY OF SAN BERNARDINO
SAN BERNARDINO DISTRICT

THE PEOPLE OF THE STATE OF CALIFORNIA,)

Plaintiff)

vs.)

Steve Edwards Wilson ,
Melissa Macias

Defendant)

COURT CASE NO

MSB080350

MISDEMEANOR COMPLAINT

DA CASE NO 2004-00-0061130

FILED

The undersigned is informed and believes that:

COUNT 1

On or about November 12, 2004, in the above named judicial district, the crime of POSSESSION OF A CONTROLLED SUBSTANCE, in violation of HEALTH AND SAFETY CODE SECTION 11377(a), a misdemeanor, was committed by Steve Edwards Wilson and Melissa Macias, who did unlawfully possess a controlled substance, to wit, Methamphetamine.

COUNT 2

On or about November 12, 2004, in the above named judicial district, the crime of POSSESSION OF MARIJUANA 28.5 GRAMS OR LESS, in violation of HEALTH AND SAFETY CODE SECTION 11357(b), a misdemeanor, was committed by Steve Edwards Wilson and Melissa Macias, who did unlawfully possess not more than 28.5 grams of marijuana.

COUNT 3

On or about November 12, 2004, in the above named judicial district, the crime of POSSESSION OF A CONTROLLED SUBSTANCE, in violation of BUSINESS AND PROFESSION CODE SECTION 4060, a misdemeanor, was committed by Melissa Macias, who did knowingly and unlawfully possess a controlled substance without a prescription.

The defendant Steve Edwards Wilson is eligible for deferred entry of judgment pursuant the provisions of Penal Code Section 1000.

The defendant Steve Edwards Wilson is eligible for probation pursuant to the provisions of Penal Code Section 1210.1 (Proposition 36).

The defendant Melissa Macias is eligible for deferred entry of judgment pursuant the provisions of Penal Code Section 1000.

The defendant Melissa Macias is eligible for probation pursuant to the provisions of Penal Code Section 1210.1 (Proposition 36).

* * * * *

NOTICE TO DEFENDANT AND DEFENDANT'S ATTORNEY

Pursuant to Penal Code Sections 1054.5.(b), the People are hereby informally requesting that defense counsel provide discovery to the People as required by Penal Code Section 1054.3.

NOTICE TO ATTORNEY

The materials accompanying this notice may include information about witnesses. If so, these materials are disclosed to you pursuant to Penal Code section 1054.2 which provides: "No attorney may disclose or permit to be disclosed to a defendant the address or telephone number of a victim or witness whose name is disclosed to the attorney pursuant to subdivision (a) of Section 1054.1 unless specifically permitted to do so by the court after a hearing and a showing of good cause."

Further, attached hereto and incorporated herein are official reports and documents of a law enforcement agency which the undersigned believes establish probable cause for the arrest of defendant(s) Steve Edwards Wilson , Melissa Macias , for the above-listed crimes. Wherefore, a warrant of arrest is requested for Melissa Macias .

I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND CORRECT AND THAT THIS COMPLAINT CONSISTS OF 3 COUNT(S).

Executed at San Bernardino, California, on November 16, 2004.

T. Wold
DECLARANT AND COMPLAINANT

Agency: Yucaipa Sheriff Station

Prelim Est. 00:00

Defendant	Birth Date	Booking No.	CII No.	NCIC
Steve Edwards Wilson	10/28/1980	0411300507	A23113255	
Melissa Macias	08/05/1985		A25979384	

MSB080350 2004-61130

15-10603-401 Rev. 8/92 (CR1)		1. CODE SECTION <input checked="" type="checkbox"/> P <input type="checkbox"/> M <input type="checkbox"/> Other <i>HS 11377(a)</i>		2. CRIME DEFINITION <i>Pos. OF METH</i>		3. CASE NUMBER-STATION <i>040401079</i>																							
SHERIFF'S DEPARTMENT COUNTY OF SAN BERNARDINO, CA UNIFORM CRIME REPORT 03600		4. ASSIGNED MO-DAY-YEAR TIME <i>11/20/04 0044</i>		5. ARRIVED MO-DAY-YEAR TIME <i>11/20/04 0044</i>		6. BEAT <i>0044</i>		7. REPORT DIST.																					
8. OCCURRED DAY-OF-WEEK/MO-DAY-YR/TIME <i>THUR 11/20/04 0044</i>		9. REPORTED MO-DAY-YEAR TIME <i>11/20/04 0058</i>		10. LOCATION OF OCCURRENCE <i>INDEPENDENCE CT., YUCAIPA</i>		CITY																							
CODES FOR BOXES 12 & 22 ARE: V - VICTIM W - WITNESS RP - REPORTING PARTY DC - DISCOVERED CRIME IP - INVOLVED PARTY																													
11. NAME: LAST, FIRST MIDDLE (FIRM NAME IF A BUSINESS) <i>PEO OF CA</i>		12. <i>V</i>		13. RESIDENCE ADDRESS-STREET-CITY-ZIP		14. RESIDENCE PHONE ()																							
15. OCCUPATION		16. RACE/SEX		17. AGE		18. DOB M-D-YR		19. BUSINESS ADDRESS-STREET-CITY-ZIP		20. BUSINESS PHONE ()																			
21. NAME: LAST, FIRST MIDDLE (FIRM NAME IF A BUSINESS)		22. <i>V</i>		23. RESIDENCE ADDRESS-STREET-CITY-ZIP		24. RESIDENCE PHONE ()																							
25. OCCUPATION		26. RACE/SEX		27. AGE		28. DOB M-D-YR		29. BUSINESS ADDRESS-STREET-CITY-ZIP		30. BUSINESS PHONE ()																			
31. SUSPECT NO. 1 LAST, FIRST MIDDLE <i>WILSON, STEVE EDUARDO</i>		32. RACE/SEX <i>Am</i>		33. AGE <i>24</i>		34. HEIGHT <i>5-7</i>		35. WEIGHT <i>160</i>		36. HAIR <i>BLK</i>		37. EYES <i>BRN</i>		38. DOB M-D-Y <i>10-28-80</i>		39. ARRESTED <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO		40. INTERVIEWED <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO											
41. RESIDENCE ADDRESS-STREET-CITY-ZIP <i>2925 EDGEHILL DR., LOS ANGELES</i>		42. CLOTHING AND OTHER IDENTIFYING MARKS/CHARACTERISTICS																											
43. SUSPECT NO. 2 LAST, FIRST MIDDLE <i>MACIAS MELISSA</i>		44. RACE/SEX <i>HF</i>		45. AGE <i>19</i>		46. HEIGHT <i>5-5</i>		47. WEIGHT <i>120</i>		48. HAIR <i>BRN</i>		49. EYES <i>BRN</i>		50. DOB M-D-Y <i>8-5-85</i>		51. ARRESTED <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO		52. INTERVIEWED <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO											
53. RESIDENCE ADDRESS-STREET-CITY-ZIP <i>10682 INDEPENDENCE CT., MENTANE</i>		54. CLOTHING AND OTHER IDENTIFYING MARKS/CHARACTERISTICS																											
55. CHECK IF MORE NAMES IN CONTINUATION <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO										56. ADDITIONAL INFORMATION <input type="checkbox"/> VICTIM <input type="checkbox"/> WITNESS <input checked="" type="checkbox"/> OFFICER <input type="checkbox"/> OTHER																			
57. PHYSICAL EVIDENCE RECOVERED <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO										58. PHOTOGRAPHS TAKEN <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO										59. LATENT PRINTS LIFTED <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO									
60. VEHICLE <input checked="" type="checkbox"/> Y <input type="checkbox"/> N <i>72</i>		61. COLOR <i>BLACK</i>		62. TR. <i>2000</i>		63. MAKE <i>CHEVY</i>		64. MODEL <i>CORVETTE</i>		65. BODY TYPE <i>2DR</i>		66. LICENSE <i>500492 CA</i>		67. STATE <i>CA</i>		68. DAMAGE/ODDITY/ACCESSORIES													
69. ROBBERY		WEAPON: <input type="checkbox"/> FIREARM <input type="checkbox"/> CUTTING INSTRUMENT		<input type="checkbox"/> OTHER DANGEROUS WEAPON <input type="checkbox"/> STRONG ARM		LOCATION: <input type="checkbox"/> HIGHWAY <input type="checkbox"/> CONVENIENCE STORE <input type="checkbox"/> RESIDENCE <input type="checkbox"/> BANK <input type="checkbox"/> MISC.		<input type="checkbox"/> OTHER BUSINESS <input type="checkbox"/> SERV. STATION																					
70. ASSAULTS		WEAPON: <input type="checkbox"/> FIREARM <input type="checkbox"/> KNIFE/CUTTING INSTRUMENT		<input type="checkbox"/> OTHER DANGEROUS WEAPON		<input type="checkbox"/> HANDS/FEET <input type="checkbox"/> SIMPLE/NO INJURY																							
71. BURGLARY		<input type="checkbox"/> NIGHT <input type="checkbox"/> DAY <input type="checkbox"/> UNKNOWN		<input type="checkbox"/> FORCIBLE ENTRY <input type="checkbox"/> ATTEMPT BY FORCE		<input type="checkbox"/> ENTRY-NO FORCE		<input type="checkbox"/> RESIDENCE <input type="checkbox"/> VEHICLE <input type="checkbox"/> NON-RESIDENCE (BUILDING)																					
72. LARCENY		<input type="checkbox"/> PICKPOCKET <input type="checkbox"/> PURSE-SNATCH		<input type="checkbox"/> SHOPLIFT <input type="checkbox"/> FROM MOTOR VEHICLE		<input type="checkbox"/> MOTOR VEHICLE PARTS <input type="checkbox"/> BICYCLES		<input type="checkbox"/> FROM BLDG: NOT SHOPLIFT OR MACHINES <input type="checkbox"/> FROM COIN-OPERATED MACHINES <input type="checkbox"/> ALL OTHERS																					
73. PROPERTY		STOLEN		STOLEN		STOLEN		STOLEN																					
TYPES		CURRENCY, NOTES		\$		TV, STEREO, ETC.		\$		CONSUMMABLE GOODS		\$																	
&		JEWELRY		\$		FIREARMS		\$		LIVESTOCK		\$																	
VALUES		CLOTHING, FURS		\$		HOUSEHOLD GOODS		\$		OTHER MISC.		\$																	
		OFFICE EQUIPMENT		\$		<input type="checkbox"/> IDENTIFIABLE PROPERTY TAKEN <input type="checkbox"/> NCIC ENTRY COMPLETED				TOTAL		\$																	
74. DOMESTIC VIOLENCE		INJURIES: <input type="checkbox"/> NONE <input type="checkbox"/> MINOR <input type="checkbox"/> MAJOR		WEAPONS: <input type="checkbox"/> YES <input type="checkbox"/> NO																									
75. PEACE OFFICER ASSAULTED/ARSON		<input type="checkbox"/> YES <input type="checkbox"/> NO		IF YES, COMPLETE BOXES 1, 2, 3, 4, AND 34 OR 35 ON CR-4 FORM																									
76. SYNOPSIS		<i>DURING MY CONSENSUAL CONTACT WITH BOTH SUSPECTS, 2 BAGGIES OF SUSPECTED METH & TWO BAGGIES OF MARIJUANA WERE FOUND IN THE CAR THEY WERE IN. THE SUSPECTED METH TESTED POSITIVE FOR AMPHETAMINES WITH A MARQUIS #2 TEST KIT.</i>																											
77. REPORTING OFFICER <i>BUSTO</i>		78. EMP. # <i>03060</i>		79. DATE <i>11/20/04</i>		80. REVIEWED BY <i>[Signature]</i>		DATE <i>11/15/04</i>		81. ROUTED TO <input checked="" type="checkbox"/> SUBMIT TO DIA <input type="checkbox"/> IMMEDIATE FOLLOW UP		82. REPORTING OFFICER IS 115 QUALIFIED <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO		OTHER: <i>[Signature]</i>															

SHERIFF'S DEPARTMENT
COUNTY OF SAN BERNARDINO
CALIFORNIA
CA 03600

CASE NO

040401079

REPORT AREA

Page 1

CODE SECTION

HS11377 (a)

CRIME

POSSESSION OF METH

CLASSIFICATION

VICTIM'S NAME - LAST NAME

FIRST NAME

MIDDLE NAME

(FIRM NAME IF BUSINESS)

PEOPLE OF CALIFORNIA

ADDRESS

RESIDENCE

PHONE

OFFICER INFORMATION:

On 11/12/2004 at 0109 hours I arrived on scene at Independence Court near Independence Avenue in response to a domestic disturbance reported by a neighbor. When I drove down the cul-de-sac street I saw a black camaro parked off the street and turn its lights out. I pulled up along side the vehicle and got out of my patrol car and spoke to 2 occupants inside.

SUSPECT #1/DRIVER CONTACT: WILSON, STEVE 10/28/1980

I walked over to the driver and asked if he was involved in a disturbance earlier. He said he was involved earlier and another deputy had been out to speak with him. While talking to WILSON I noticed a strong odor of marijuana coming from the inside of the vehicle. I asked if he or his girlfriend in the passenger seat had been smoking marijuana and they both denied any marijuana use. I had WILSON exit the vehicle.

When WILSON got out of his vehicle I again asked him if he was smoking marijuana inside the vehicle and he again said "no". But then said he wanted to be honest with me and said that he had a marijuana joint that was down on the floorboard by the drivers seat.

SUSPECT #2/PASSENGER: MACIAS, MELISSA 08/05/1985

I made contact with the passenger MACIAS and asked her if she would step out of the vehicle. I asked if she had used any marijuana and she said "no". I ran her name and learned she had a \$3000.00 dollar warrant for her arrest.

VEHICLE SEARCH: CA #5DJP482

I conducted a search of suspect's vehicle to locate the marijuana and any other illegal items inside the vehicle. I located a marijuana joint by the drivers seat just to the left hand side of the floorboard. In the center console there was a small storage area with a small baggy containing a usable amount of marijuana. Inside of the glove box I located 2 small baggies containing a usable amount of a white

REPORTING OFFICER

BUSTO:

DATE

11/12/2004

REVIEWED BY

[Signature]

TYPED BY

SRF

ROUTED BY

DATE

FURTHER ACTION:

☐ YES ☐ NO

COPIES TO:

☐ Other

☐ SD/PD

☐ Detective

☐ CII

☐ Other

☐ Dist. Atty.

☐ Patrol

REMARKS

SHERIFF'S DEPARTMENT
COUNTY OF SAN BERNARDINO
CALIFORNIA
CA 03600

Page 2

CASE NO

040401079

REPORT AREA

CODE SECTION

HS11377 (a)

CRIME

POSSESSION OF METH

CLASSIFICATION

VICTIM'S NAME - LAST NAME

FIRST NAME

MIDDLE NAME

(FIRM NAME IF BUSINESS)

PEOPLE OF CALIFORNIA

ADDRESS

RESIDENCE

PHONE

CONTINUED

Crystal like substance, which appeared to be methamphetamine. Near the passenger seat next to the seat on the floorboard on the front left corner of the seat, there was another baggy of marijuana, similar to the one found in the center console. This baggy was located near the seat MACIAS was sitting and where her hand was placed while I was talking to her.

OFFICER INFORMATION:

As I spoke with MACIAS prior to her exiting the vehicle her hand was down by the floor board and I had asked her twice to pull her hand out where I could see it and she had heard me both times but did not acknowledge me until the second time and appeared to be trying to conceal something from me.

I then looked inside the purse that was located on the floorboard of the passenger seat next to MACIAS. Inside the purse I found a small baggy containing 8 small-unknown white pills. There was no prescription paperwork with them. They did not appear to be over the counter type pills. There were 2 oval pills inside the bag with numbers 93 on one side and the other side number 48. There were 6 other pills that had the name Watson with the number 7 below it.

SUSPECT #2 STATEMENT:

I spoke with MACIAS about the pills that were found in her purse. She told me that they were given to her from a friend for depression. She said she didn't know what they were and said they were prescription pills that were not prescribed for her. She told me she had no knowledge of the marijuana and the crystal substance located in the vehicle, and said she had not used either of them.

ARREST INFORMATION:

I placed MACIAS under arrest for HS11377 (a) and for the sheriff's warrant out of San Bernardino County. MACIAS was placed inside my patrol car.

REPORTING OFFICER
BUSTO:

DATE
11/12/2004

REVIEWED BY
11

TYPED BY
SRF

ROUTED BY

DATE

FURTHER ACTION:

☐ YES ☐ NO

COPIES TO:

☐ Other

☐ SD/PD

☐ Detective

☐ CII

☐ Other

☐ Dist. Atty.

☐ Patrol

REMARKS

SHERIFF'S DEPARTMENT
COUNTY OF SAN BERNARDINO
CALIFORNIA
CA 03600

CASE NO.

040401079

REPORT AREA

Page 3

CODE SECTION

HS11377 (a)

CRIME

POSSESSION OF METH

CLASSIFICATION

VICTIM'S NAME - LAST NAME

FIRST NAME

MIDDLE NAME

(FIRM NAME IF BUSINESS)

PEOPLE OF CALIFORNIA

ADDRESS

RESIDENCE

PHONE

SUSPECT #1 STATEMENT:

I spoke to WILSON and asked him about the additional marijuana and methamphetamine that was found in his vehicle. He told me he had no knowledge of the drugs inside his vehicle other than the marijuana that was found under his seat. Wilson also denied any methamphetamine use.

DISPOSITION OF VEHICLE:

I had WILSON'S vehicle towed to Yucaipa towing for storage per cvc22651 h.

EVIDENCE:

The 2 small baggies containing the white crystal like substance tested positive with the Marquis Reagent #2 test kit for Amphetamines.

All baggies containing marijuana and methamphetamines and the pills were sent to the Sheriff's Crime lab for testing.

LEMS nurse Maria Austin took a blood sample from both suspects separately in my presence, and the samples were placed separately in evidence for testing.

DISPOSITION:

Forward to District Attorney for filing.

REPORTING OFFICER

BUSTO

DATE

11/12/2004

REVIEWED BY

At

TYPED BY

SRF

ROUTED BY

DATE

FURTHER ACTION:

☐ YES ☐ NO

COPIES TO:

☐ Other

☐ SD/PD

☐ Detective

☐ CII

☐ Other

☐ Dist. Atty.

☐ Patrol


REMARKS

SHERIFF'S DEPARTMENT
COUNTY OF SAN BERNARDINO, CALIFORNIA
CA03600

EVIDENCE/PROPERTY REPORT

CASE NO 040401079
REPORTING AREA

CODE SECTION HS11377 (a)	RECOVERING DIV/STATION	SUSPECT NAME WELSON / MACIAS	<input type="checkbox"/> REPORTED STOLEN
<input checked="" type="checkbox"/> EVIDENCE	<input type="checkbox"/> FOUND PROPERTY	<input type="checkbox"/> SAFEKEEPING	<input type="checkbox"/> RECOVERED PROPERTY
OWNER OF PROPERTY		ADDRESS	
CASE AGENT AND EMPLOYEE NO. BUS- B3060		PROPERTY RECOVERED BY AND EMPLOYEE NO.	

ITEM NO.	SERIAL NO.	DESCRIPTION	VALUE	BAR CODE LABEL
1 a		2 BAGGIES OF SUSP. METH.	 0404001183	SAN BERNARDINO COUNTY SHERIFF
1 b		1 BAGGY WITH 8 UNKNOWN PILLS		
1 c		2 BAGGIES OF MARIJUANA / 2 MS. CIGARETTES		
REPORTING DEPUTY AND EMPLOYEE NO. BUS- B3060		DATE 1/12/07	REVIEWED BY AV	PROPERTY OFFICER AND EMPLOYEE NO.
				DATE

(909) 428-7488

093920

TO BE COMPLETED BY TECH/NURSE

TO BE COMPLETED BY OFFICER

NAME OF SUBJECT: LAST, FIRST

DOB OF SUBJECT

DATE PERFORMED

TIME CALLED

ARRIVED

PERFORMED

CASE NUMBER

SERVICE PERFORMED (MARK ONLY ONE)

SUPPLIES

VIOLATION:

☒ BLOOD WITHDRAWAL☐ BA KIT☒ TH & S 11550 ☐ VC ☐ PC☐ 290 COLLECTION

#

☐ 290 REGISTRATION ☐☐ BUCCAL SWAB COLLECTION☐ DOJ ALCOHOL/DRUGSAGENCY AND STATION NUMBER SBSD - Yucca☐ PATERNITY COLLECTION☒ GRAY☐ CHP # ☒ SBSD # 14 ☐ P.D.☐ SUSPECT SEX KIT☐ PURPLE

AUTHORIZING/WITNESSING OFFICER'S SIGNATURE

☐ TASER REMOVAL☐ RED

AUTHORIZING/WITNESSING OFFICER'S NAME/ID# (Please Print)

☐ URINE COLLECTION☐ SEX KIT

COMMENTS:

☐ DRY RUN ☐ CANCELED AFTER ARRIVAL

#

☐ SUBJECT REFUSED☐ 290 KIT☐ SART☐ PATERNITY KIT☐ TESTIMONY (ATTACH SUBPOENA)

NURSE/TECH SIGNATURE

NURSE/TECH NAME/ID# (Please Print)

VITAL SIGNS: B/P _____ P _____ R _____

LATEX ALLERGY: ☐ YES ☐ NO IVDA: ☐ YES ☐ NO

NOTE: PLEASE USE MILITARY TIME

WHITE & YELLOW: LEMS

GOLDENROD: TECH/NURSE

PINK: AGENCY

LAW ENFORCEMENT MEDICAL SERVICES, INC.

INVOICE NO: 093926

(909) 428-7488

TO BE COMPLETED BY TECH/NURSE

TO BE COMPLETED BY OFFICER

NAME OF SUBJECT: LAST, FIRST

DOB OF SUBJECT

DATE PERFORMED

TIME CALLED

ARRIVED

PERFORMED

CASE NUMBER

SERVICE PERFORMED (MARK ONLY ONE)

SUPPLIES

VIOLATION:

☒ BLOOD WITHDRAWAL☐ BA KIT☒ TH & S 11550 ☐ VC ☐ PC☐ 290 COLLECTION

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NURSE/TECH SIGNATURE

NURSE/TECH NAME/ID# (Please Print)

VITAL SIGNS: B/P _____ P _____ R _____

LATEX ALLERGY: ☐ YES ☐ NO IVDA: ☐ YES ☐ NO

NOTE: PLEASE USE MILITARY TIME

WHITE & YELLOW: LEMS

GOLDENROD: TECH/NURSE

PINK: AGENCY

CONFIDENTIAL INFORMATION: ACCESS PROHIBITED UNLESS AUTHORIZED BY LAW.CPC 11081
S.B.S.O. ---PERSON SUMMARY RESPONSE---

INCUSTODY PG 1
CENTRAL D.C.

LAST FIRST MIDDLE
WILSON STEVE EDUARDO SBJ
ID HMA CII A23113255 D/L B9186903 CA DR MFS DATE SBJ INCIDENT
AGE 24 DOB 102880 FBI 728159FC3
HT 5 07 SEX# SS# 549739410
WT 160 NARC#
HAIR BLK API
EY BRO CAL-ID# 361139710
MARKS CDC# A#
PC290.2 B/S SAMPLES BOOK AGY DATE CHARGE FI AREA
W-FILE 0411300507 04 111204 HS11377(A)

AKA

COM CALID UPDATED 111204/0823/RG

DL DR BOOK PF7-ADD SRCH PF8-WARR PF9-BOK INQ
APPL PF1-ENTER PF2 PF3 PF4-DET PF5-UPD PF6-RET PF10-HEALTH PF11-BOOKING

LAST	FIRST	MIDDLE
WILSON	STEVE	EDUARDO
NCIC		
HENRY		

RET 04
POB LOS ANGELES CA

ADDR 1104
2935 EDGEHILL RD
LOS ANGELES CA Z 90018

RESP PARTY FRIEND
MELISSA

TEL
ADDR RESP PARTY

Z

TEL
ADDR RESP PARTY

Z

TEL
ADDR

TEL SOURCE CAL ID
PF1-ENTER PF2-INQ REQ PF3-INDEX PF4-PERSON SUMMARY

11/12/04 15:59:36 PRINT REQUESTED BY TERMINAL YU01
11/12/04 15:59:16 FROM CLETS:
IH

RE: QHY.CA0360004.23113255.BUSTO 0 DATE:20041112 TIME:15:59:20
RESTRICTED-DO NOT USE FOR EMPLOYMENT, LICENSING OR CERTIFICATION PURPOSES
ATTN:BUSTO 040401079 11377
III CALIFORNIA ONLY SOURCE RECORD
CII/A23113255
DOB/19801028 SEX/M RAC/HISPANIC
HGT/507 WGT/160 EYE/BRO HAI/BLK POB/CA
NAM/01 WILSON, STEVE E
02 WILSON, STEVE EDUARDO
FBI/728159FC3
CDL/B9186903
SOC/549739146 549739410
OCC/TECH
* * * *

ARR/DET/CITE: NAM:01 DOB:19801028
20010923 CASO LA PICO RIVERA
CNT:01 #7025065
14604(A) VC-OWNER ALLOW UNLICENSED OPR VEHICLE
COM: ADR-092301 (2935, EDGEHILL DR, , , LOS ANGELES, CA,
,)
COM: SCN-46312660017
- - - -

COURT: NAM:01
20011205 CASC WHITTIER
CNT:01 #1WH05438-01
14606(A) VC-HIRE/ETC UNLICENSED DRIVER
*DISPO:CONVICTED
CONV STATUS:INFRACTION
SEN: FINE
* * * *

APPLICANT: NAM:01
20011011 CASB PHARMACY, SACRAMENTO
CNT:01 #AC01
APPLICANT LICENSE CERT OR PERMIT
COM: SCN-09412840049 ATI-D284WIS382
* * * *

APPLICANT: NAM:02
20030709 CASD INSURANCE, SACRAMENTO
CNT:01 #549739410
APPLICANT LICENSE CERT OR PERMIT
COM: SCN-32832230001 ATI-I190WIS298
* * * *

END OF MESSAGE * * *

CONFIDENTIAL INFORMATION. ACCESS PROHIBITED UNLESS AUTHORIZED BY LAW. CPC 11081
S.B.S.O. ---PERSON SUMMARY RESPONSE--- *INCUSTODY* PG 1
WEST VALLEY D.C.

LAST FIRST MIDDLE SBJ SUS
MURILLO ,MELISSA ASIA
ID HFA 000001 CII A25979384 D/L DR MFS DATE SBJ INCIDENT
AGE 19 DOB 080585 FBI 730380FC5 0201546 62 092602 S HS11377(A)
HT 5 04 SEX# SS#
WT 170 NARC#
HAIR BLK BRO API
EY HAZ CAL-ID# 361030803 CDC# A#
MARKS BOOK AGY DATE CHARGE FI AREA
PC290.2 B/S SAMPLES 0411341790 04 111204 HS11377(A) *
W-FILE 0

AKA MACIAS ,MELISSA ASIA - COM CALID UPDATED 111204/1334/RG
MACIAS ,MELISSA -
-

DL DR BOOK PF7-ADD SRCH PF8-WARR PF9-BOK INQ
APPL PF1-ENTER PF2 PF3 PF4-DET PF5-UPD PF6-RET PF10-HEALTH PF11-BOOKING

CONFIDENTIAL INFORMATION. ACCESS PROHIBITED UNLESS AUTHORIZED BY LAW. CPC 11081
S.B.S.O. ---PERSON SUMMARY RESPONSE--- *INCUSTODY* PG 1
CENTRAL D.C.

LAST FIRST MIDDLE
WILSON , STEVE EDUARDO SBJ
ID HMA CII A23113255 D/L B9186903 CA DR MFS DATE SBJ INCIDENT
AGE 24 DOB 102880 FBI 728159FC3
HT 5 07 SEX# SS# 549739410
WT 160 NARC#
HAIR BLK API
EY BRO CAL-ID# 361139710
MARKS CDC# A#
PC290.2 B/S SAMPLES BOOK AGY DATE CHARGE FI AREA
W-FILE 0411300507 04 111204 HS11377(A)

AKA

COM CALID UPDATED 111204/0823/RG

DL
APPL

DR BOOK PF7-ADD SRCH PF8-WARR PF9-BOK INQ
PF1-ENTER PF2 PF3 PF4-DET PF5-UPD PF6-RET PF10-HEALTH PF11-BOOKING

11/12/04 15:59:33 PRINT REQUESTED BY TERMINAL YU01
11/12/04 15:59:04 FROM CLETS:
IH

RE: QHY.CA0360004.25979384.BUSTO 0
ATTN:BUSTO 040401079 11377

DATE:20041112 TIME:15:59:08

* * *
NO HIT BUREAU OF CRIMINAL IDENTIFICATION FILES
* * *
END OF MESSAGE * * *

SUPERIOR COURT OF CALIFORNIA, COUNTY OF SAN BERNARDINO
SAN BERNARDINO DISTRICT
MINUTE ORDER

CASE NO: MSB080350

DATE: 01/13/05

CASE TITLE: PEOPLE OF THE STATE OF CALIFORNIA
vs.
STEVE EDWARDS WILSON

DEPT: S24 01/13/05 TIME: 8:15 am DEFERRED ENTRY OF JUDGMENT HEARING

CHARGES: 1) 11377(A) HS-M, 2) 11357(B) HS-M

JUDGE KENNETH R BARR
Clerk E MORTSOLF
Bailiff S RAMIREZ

-
APPEARANCES

Deputy District Attorney NOT present.
Attorney ROBINSON NOT present.
Defendant present.

-
Defendant informs court attorney Robinson has been
relieved from this matter.

-
Court appoints Conflict Panel Attorney.
Attorney CP J TAYLOR present.

-
PROCEEDINGS

Action came on for PC1000/Diversion.
Court has read and considered Probation Officer's Report.
PC1000/Drug Court Plea Bargain agreement filed. A plea of guilty
is entered as to Count(s) 1-2, and entry of judgment is
deferred.

Entry of judgment is deferred to 06/13/2006.
Criminal proceedings suspended.

-
Pronouncement of sentence is deferred for a period of 18
month(s), as to Count(s) 1-2 on the following terms and
conditions:

Violate no law.

Report to the Probation Officer, and thereafter as directed, at:
401 N Arrowhead Avenue, San Bernardino, CA 92415

Keep the court and Probation Officer informed of place of
residence at all times during diversion.

Pay a Diversion Administrative Fee of \$100.00 pursuant to PC
1001.16 to Central Collections within 60 days at:

157 W 5th Street, 3rd floor, San Bernardino, CA 92415-6146

Attend class at:

Didi Hirsch CMHC-Dignity Center 501 S Shatto Pl
Suite 305 Los Angeles CA 90020 (213) 385-3752.

Pay Diversion Restitution Fee of \$100.00 pursuant to PC 1001.90,

1/26/05

Page: 2

Case Number : MSB080350 People vs. STEVE WILSON
=====

plus 10% collection fee to Central Collections within 120 days.
Attend NA meetings three (3) times per week for a total of /.

-
CUSTODY STATUS

Case Custody -Diversion

===== MINUTE ORDER END =====

MISDEMEANOR ADVISEMENT OF PC 1000, PC 1210 (PROP. 36),
WAIVER OF RIGHTS AND PLEA FORM

PEOPLE vs.

STEVE WILSON

Case No. MSB 080350

I am charged with: HS 11377(a) HS 11357(b) ~~HS 11357(b)~~

The maximum penalty for this offense is up to 6 months/1 year in county jail and/or penal fine of up to \$1000 plus assessments, a victim restitution fine of \$110 to \$1000 and, when applicable, actual restitution for all damages. For a violation of H&S Code 11550, 11355, 11363, 11366.5, 11368. I will be required to register my name and address, fingerprints and photograph with the chief of police of the law enforcement agency for the community in which I reside within 30 days of today and of any move. I am required to notify the agency with which I last registered 10 days after moving of my move. This requirement shall terminate 5 years after my discharge from jail or if on probation, 5 years from the termination of probation (H&S 11590). H&S 11550 requires a minimum sentence of 90 days in jail.

Pursuant to P.C. 1000 I understand that if I am eligible and plead Guilty, pronouncement of sentence, (*Deferred Entry of Judgment*) will be delayed for 18 months and criminal proceedings will be suspended while I am placed on PC 1000 Drug Diversion with certain terms and conditions which will include a Drug Educational Program that I will have to successfully complete, payments of certain fees and fines, not violate any law and other conditions ordered by the Court which may include attendance of NA meetings. If I successfully comply with all PC 1000 terms and conditions, this case will be dismissed.

TO BE ELIGIBLE FOR PC 1000, ALL of the following MUST APPLY:

- A. I must be charged with any of the following offenses: H&S 11350, 11357, 11358 (personal use), 11364, 11365, 11377, 11550, PC 381, PC 647(f)(drugs) or B&P 4230; and
- B. I have no prior conviction for a drug offense, and
- C. The present offense does not involve violence or threat of violence (includes possession of deadly weapon), and
- D. Present case does not involve any narcotic or drug offense not listed in paragraph "A" above, and
- E. I have not had probation or parole violated without thereafter being completed, and
- F. I have not been diverted within five (5) years of this present offense, and
- G. I have not had a felony conviction within five (5) years of the present offense.

Pursuant to PC 1210 (*Prop. 36*), if I plead **GUILTY**, and am eligible, I will be sentenced and placed on **PROBATION** with terms and conditions which will include successfully completing an approved 12 to 18 month Drug Treatment Program, reporting to my probation officer and/or Court every 90 days or as directed, and while in the treatment program, should I re-offend up to two times with an arrest and/or conviction of a new NVDPO (Non Violent Drug Possession Offense) as defined in PC 1210 (*Prop. 36*), or if I violate up to two times any drug-related condition of probation, the Court will NOT remove me from the treatment program and will NOT revoke or modify my bail or O.R. status and will NOT cause any incarceration. The Court may, however, intensify or alter the drug treatment plan. If I successfully complete probation, the case will be dismissed.

If I am placed on PC 1210 (*Prop. 36*) probation, some of the terms may include:

- A. Subject to paragraph D below, being sentenced and placed on probation for 36 months with some of the initial terms being **NO Jail**, violate no law, and complete a PC 1210 (*Prop. 36*) approved drug treatment program.
- B. Should I successfully complete probation and the drug treatment program, my case will be dismissed.
- C. While in the treatment program should I re-offend up to two times with an arrest and/or conviction of a new NVDPO (Non Violent Drug Possession Offense) as defined in PC 1210 (*Prop. 36*), or if I violate up to two times any drug-related condition of probation, the Court would agree NOT to remove me from the treatment program and NOT to revoke or modify my bail or O.R. status and NOT cause any incarceration. The Court may, however, intensify or alter the drug treatment plan.

D. Should I be terminated either voluntarily or involuntarily from the PC 1210 (*Prop. 36*) treatment program, the Maximum sentence imposed will be () 20 () _____ actual days of incarceration minus any actual time I have already served on this case, a \$110 Victim Restitution Fine, any actual restitution and any reporting requirement described above in H&S 11590.

I HEREBY PLEAD (initial one of the following)

() GUILTY () NOLO CONTENDERE () NOT GUILTY

to the charge(s) of HS 55 11377(a) 11357(b)

(initial ONE of the following only if you plead Guilty or Nolo Contendere)

and REQUEST (☒) PC 1000 () PC 1210 (Prop 36) () NOT to participate in either PC 1000 or PC 1210

WAIVERS (only fill out if you plead Guilty or Nolo Contendere)

By personally placing my initials to the left of each paragraph, I declare that I understand and specifically waive and give up each of my following rights as outlined below. I further declare that no one has used any force or threat against me or anyone close to me in order to make me enter this plea or waive my rights. I am not under the influence of any substance that impacts my ability to understand or waive my rights. I am entering this plea or authorizing my attorney to enter this plea on my behalf either because I am guilty or because the plea is a result of plea-bargaining.

(SW) I have a right to a speedy and public trial by a jury or by the Court and that by entering this plea I give up these rights.

(SW) I have the right to see and hear all witnesses against me and to cross-examine them myself or by my attorney, and the right to subpoena witnesses and evidence favorable to me at no cost to myself and that by entering this plea I give up these rights.

(W) I have the right to remain silent and not incriminate myself, or the right to testify on my own behalf, if I so choose, and by entering this plea, I give up these rights.

(SW) I understand that if I am not a citizen, my plea may result in my deportation, exclusion from future admission to the United States or denial of naturalization under the laws of the United States.

(SW) I waive my right to be sentenced within the statutory time (between 6 hours and 5 days) and also agree to an Arbuckle waiver so that any judge may sentence me.

(SW) Defendant with no attorney. I understand that I have a right to be represented by an attorney at all stages of the proceedings and that if I cannot afford an attorney, the Court will appoint one for me free of charge. I also understand the dangers and disadvantages of proceeding without an attorney, and I am freely giving up my right to have an attorney represent me. I am voluntarily choosing to represent myself without an attorney.

Interpreter: I declare under penalty of perjury under the laws of California that I have read this entire document to the defendant in the _____ language. Interpreter's Signature _____

Attorney: I am the attorney for the defendant, and I have explained to the defendant each of his/her rights, the nature of and defenses to the charge(s) and the consequences of his/her guilty / nolo contendere plea. I personally observed him/her to read, initial and sign this document.

I consent to the entry of the plea, and Waiver of Rights.

Attorney

Defendant

The Court finds that the Defendant and/or his/her attorney appeared in open court and entered this plea, that Defendant understands the nature of the charge(s) and the consequences of the plea, that Defendant has knowingly, intelligently, expressly and voluntarily waived his/her rights as set forth above and that there is a factual and/or plea bargain basis for the plea. The Court accepts the plea.

Date _____

Judge _____

EXHIBIT C

Exhibit C
Certification of Costs

1 BILL LOCKYER, Attorney General
of the State of California
2 **BEN JOHNSON, State Bar No. 84406**
Deputy Attorney General
3 California Department of Justice
300 So. Spring Street, Suite 1702
4 Los Angeles, CA 90013
Telephone: (213) 897-2095
5 Facsimile: (213) 897-2804

6 Attorneys for Complainant

7 **BEFORE THE**
BOARD OF PHARMACY
8 **DEPARTMENT OF CONSUMER AFFAIRS**
9 **STATE OF CALIFORNIA**

10 In the Matter of the Accusation Against:

11 STEVE EDUARDO WILSON

12 Respondent.

Case No. 2886

CERTIFICATION OF COSTS:
DECLARATION OF BEN JOHNSON

[Business and Professions Code section
125.3]

14 I, BEN JOHNSON, hereby declare and certify as follows:

15 1. I am a Deputy Attorney General employed by the California Department of Justice
16 (DOJ), Office of the Attorney General (Office). I am assigned to the Licensing Section in the
17 Civil Division of the Office. I have been designated as the representative to certify the costs of
18 prosecution by DOJ and incurred by the Board of Pharmacy in this case. I make this certification
19 in my official capacity and as an officer of the court.

20 2. I represent the Complainant, Patricia F. Harris, Executive Officer of the Board of
21 Pharmacy, in this action. I was assigned to handle this case on or around May 26, 2005.

22 3. As the Deputy Attorney General assigned to handle this case, I performed a wide
23 variety of tasks that were necessary for the prosecution of this matter, including, but not limited
24 to (1) conducting an initial case evaluation; (2) obtaining, reading and reviewing the investigative
25 material and requesting further investigation, as needed; (3) drafting pleadings, subpoenas,
26 correspondence, memoranda, and other case-related documents; (4) researching relevant points
27 of law and fact; (5) locating and interviewing witnesses and potential witnesses; (6) consulting
28 and/or meeting with colleague deputies, supervisory staff, experts, client staff, and investigators;

Exhibit C
Certification of Costs

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of the State of California
2 **BEN JOHNSON, State Bar No. 84406**
Deputy Attorney General
3 California Department of Justice
300 So. Spring Street, Suite 1702
4 Los Angeles, CA 90013
Telephone: (213) 897-2095
5 Facsimile: (213) 897-2804

6 Attorneys for Complainant

7 **BEFORE THE**
BOARD OF PHARMACY
8 **DEPARTMENT OF CONSUMER AFFAIRS**
9 **STATE OF CALIFORNIA**

10 In the Matter of the Accusation Against:

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12 Respondent.

Case No. 2886

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27 of law and fact; (5) locating and interviewing witnesses and potential witnesses; (6) consulting
28 and/or meeting with colleague deputies, supervisory staff, experts, client staff, and investigators;

(7) communicating and corresponding with Steve Eduardo Wilson; (8) providing and requesting discovery; (9) preparing for and attending trial setting, status, prehearing and settlement conferences, as required, and (10) preparing for hearing.

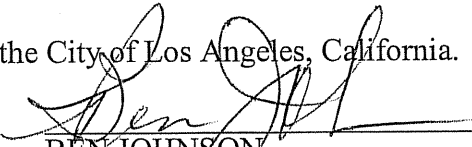
4. I am personally familiar with the time recording and billing practices of DOJ and the procedure for charging the client agency for the reasonable and necessary work performed on a particular case. Whenever work is performed on a case, it is the duty of the employee to keep track of the time spent and to report that time on DOJ time sheets at or near the time of the tasks performed. Based upon the time reported through January 17, 2006, DOJ has billed or will bill the BP for the following amount of time spent working on the above entitled case.

Employee/ Position	Fiscal Year	No. of Hours	Hourly Rate	Total Charges
Consuelo M. Lira Lead Legal Analyst	2004-5	0.50	91	45.50
Jacqueline G. Zamora Legal Assistant	2004-5	0.50	91	45.50
Lucy E. Baez Fiske Legal Assistant	2004-5	2.75	91	250.25
Ben E. Johnson Deputy Attorney General	2005-6	12.00	146	1,752.00
				TOTAL: \$2,093.25

5. To the best of my knowledge the items of cost set forth in this certification are correct and were necessarily incurred in this case.

I certify under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed on January 19, 2006, in the City of Los Angeles, California.


BEN JOHNSON
Deputy Attorney General

Declarant